

City Council Regular Meeting Transcript –10/13/2016

Title: ATXN 24/7 Recording

Channel: 6 - ATXN

Recorded On: 10/13/2016 6:00:00 AM

Original Air Date: 10/13/2016

Transcript Generated by SnapStream

=====

[10:13:51 AM]

>> Mayor Adler: Council, are we ready to take a look at this? Are we ready? Before we convene the meeting today, we're going to do an invocation. We have the shaykh mohamed-umer email of the nueces mosque. Sir. Would you everyone please rise? >> I begin in the name of god, the most merciful, the most compassionate. Thank you all for the wonderful work that you do for us. Oh god, the one who gave life to Adam and eve, oh almighty, the rescuer of Noah and protector of Abraham. Oh god, the one who spoke directly to Moses and gave him the torah. Oh, the most compassionate who choice the virgin Mary in the heavens and blessed her among the human race. Oh, the most infinitely wise, raise Jesus to the heavens and gave him the scripture. Oh, the one who loves us and is the most beloved, who sent the prophet Mohammed as the herald of mercy to the human race. May your peace and blessings be upon all the messing

[10:15:54 AM]

Erwin centers of god, whether -- messingers of god whether they be known or anonymous. All praises be fit you of your majesty and glory. We seek your divine guidance in deciding matters for this city and the people of your city, decisions that lead to the vindication of love. Cultivation of strength over weakness. We ask that you envelope this chamber and city with love, tranquility and calmness. We ask you to enable us to, as in the words of Greg's resolution, condemn all hateful speech and violent action directed at muslims, those perceived tore muslims, immigrants, people of color, and all those who are different than us. We ask you to, as in the words of the resolution, help us commit to pursuing a policy agenda that affirms civil and human rights. And ensures that those targeted on the basis of race, religion or immigration status can turn to government without fear of recrimination. We ask you to as in the words of the resolution help us affirm the value of a pluralistic society, the beauty of a culture composed of multiple cultures and the inalienable right of every person to live and practice their faith without fear. We ask that you free our hearts from prejudice, greed and malice and fill them with love and compassion for all. We ask you to help us live according to the words of the prophet Mohammed, all of humanity is the family of god, and the ones most beloved to god are those who are the most beneficial to his family. We ask you to inspire us and our children to be peaceful,

[10:17:54 AM]

law-abiding citizens, men and women of truth and guardians of the most sacred gift of life. Oh almighty, comfort us and give us the strength and the bravery to be who we truly are, beings of love, forgiveness, joy and laughter. We seek your help in being better hosts and better guests in a land that is yours, one nation under god, indivisible, with liberty and justice for all. All praises be to you, the most high, subtle and aware, knower of the hidden and manifest of men. Thank you. >> Mayor Adler: Thank you. I'm going to go ahead and bring us to order. Today is Thursday, October 13th of the year 2016. It is 1018. We're in the -- 10-18, we're in the Austin city council chambers at 301 west second street. Let's take a look at the agenda. Changes and corrections, item number 8, Ms. Houston should be listed as a sponsor. Item number 46, this is noticed at 4:00 P.M. This is a public hearing so we can't take any action on that now, but at 4:00 P.M. There's going to be a request to postpone this item until November third. Items that I see being pulled here are item 6, 7 by speakers.

[10:19:54 AM]

6 by Mr. Casar, 7 by speakers. 8 by councilmember kitchen. Those three items being pulled. We have some people to speak on the consent agenda. Mr. Pena -- >> Kitchen: Mr. Mayor, could I ask a question? On item number 41, I know we'll get to it at 4:00, but it was withdrawn at our last -- our last hearing when it was up the first time, so do we have to withdraw it again? I thought it would have already been off of the agenda. >> Mayor Adler: Mr. Guernsey. >> Greg Guernsey, planning and zoning. Because council set both the hearings we had to set it on the agenda, but we will withdraw it at that time, at 4:00. >> Kitchen: Okay. >> Mayor Adler: Okay. And mayor pro tem, you had indicated at the work session that item number 37 you had wanted that to come up at a time certain at 2:00. Is that still the case. >> Tovo: It's my understanding that some documents that the neighbors were working on with the developers may not be complete and that we may have a postponement request, but my hope is that we can after the consent agenda take up that item and determine if that's the case so we can give an answer one way or the other to the individuals who are here to speak on it that. >> Mayor Adler: So at this point item number 37 is not being set for a time certain. >> Tovo: And I guess if the postponement request is not granted then we would want to take it up at a time certain. >> Mayor Adler: We'll deal with that in a bit. Mr. Pena? >> Mayor, before I start, can you do me a big favor again and prompt me for the items again. >> Mayor Adler: 2, 5 and 9. >> Okay. Good morning, Gus Pena,

[10:21:56 AM]

native east austinite, proud Marine Corps veteran. Item number 2 we whole wholeheartedly support the funding for -- it says supplies and training, et cetera. We could use more of that also, mayor and councilmembers. I know the budgetary constraints, restraints, whatever, but this is a lot of people are supporting it in the community and we do have meetings, veterans for progress, but also by the same token, and I know this is not related to this -- it's related, but maybe I shouldn't say it. We need more police officers out there. Seven cartels, we need more police officers. And which one else besides 2? >> Mayor Adler: 5 and 9. >> Item number 5 is a resolution directing the city manager to explore partnership

opportunities between the city of Austin, AISD, Travis County affordable housing. We're all for it, but do you know what? How many more times do we have to have studies? I mean, have you Susana Almanza here, she's one of the experts. And I respect her and others that know about affordable housing. I've been pushing this since Bruce Todd was mayor. Also Bruce Hallpin. We should have a good relation with him. He's a good person. And number five -- which one, mayor, 8? >> Mayor Adler: 9. >> Number 9, oh, yes. It's approve a resolution condemning violence, hate express and solidarity with Muslims, race and religion. We're here in Austin. I will say it very respectfully. We're a culture of WB, not Warner Brothers, but wetbacks, we respect our Muslim brothers and sisters and all races and ethnicities, not to be discriminated because of their ethnicity or whatever. I grew up to be a former discrimination investigator. I still have my ID and I showed you when I ran in your campaign headquarters.

[10:23:56 AM]

We're in support of not allowing anymore disrespect hatred, violence toward any ethnic group. And that's -- that's what I had to say about all these. And regarding -- did you call the housing agenda items yet? No? >> Mayor Adler: No. >> Okay. Are you going to call them up later on? >> Mayor Adler: Are you talking about the -- we have the zoning matters that are set this afternoon. >> Well, there's an agendaized item regarding -- anyway, I wanted to say this, last and foremost, I know it's not really, but I'm going to say it anyway, Austin has ended veteran homelessness, not true. I've got to go to St. David's, but I wanted to keep that -- good article in the paper, mayor. You might want to read it, everybody else, about the lack of affordable housing. Don't play us, we're not that done. Use us here as experts in community. Thank you very much. [Buzzer sounds] >> Mayor Adler: Thank you. Is John Roberts here? David King? >> Thank you, mayor, mayor pro tem and councilmembers. My name is David King. I live in the Zilker neighborhood and I'm speaking on items 5 and 9. Number 5 about the joint affordability housing project with the city of Austin, AISD, Austin Independent School District and Travis County. I think this is a great resolution. What my suggestion would be is to ensure that we have clear affordability criteria. My recommendation is that it be specifically targeted at families with children earning at or below 50% median family income. That should be what we're targeting here. No market rate, no special deals where we'll sell the property and then go find some other place to build affordable housing where the land is cheaper. We really need to be I think

[10:25:57 AM]

rel clear about this criteria and take this opportunity to have truly affordable housing for our low income residents so they can live in all parts of our city, including the urban core. And we shouldn't just be targeting apartments for low income families. We should be -- have more diversity there. Low income families just like other families of different levels of income, want to live in single-family homes too. Not just at the edge of our city, but in our urban core. And I think that should be part of the value that we communicate when we move forward with this particular item. And regarding number 9, I'm proud that this item is before you and I'm glad that we're bringing this forward to make it clear that this is a core value of this city. And you know when I moved here 37 years ago, I thought of this as a city I could live in that would want me to live here because I was subjected to discrimination. And I won't go into the

details of that, but I have been the brunt of that. I know what it feels like and how it hurts. And I felt like this city, from what little I knew about it, but had heard about it, was a city that would accept me and be a place for me to live. And it has been just that. And I love this city and this is one of the reasons I love this city. Thank you. [Applause]. >> Mayor Adler: Those are all the speakers that we have on the consent agenda. The consent agenda is items 1 through 9. The ones that have been pulled are 6, 7 and 8. Is there a motion to approve the consent agenda? Mr. Zimmerman moves, Ms. Houston seconds. Discussion on the consent agenda, which is 1 through 5 and number 9. With no discussion, those in favor -- Mr. Zimmerman? >> Zimmerman: Thank you, Mr. Mayor. I want to read into the record I'm in favor of the consent agenda with the exception of item 5 I'm

[10:27:58 AM]

voting against and item 9, abstention. >> Mayor Adler: Any further discussion. Mr. Casar? >> Casar: I wanted to speak briefly to item 9 before it goes on consent. I'd like to thank shaykh mohamed-umer email for his invocation this morning and to thank councilmembers Houston, Garza and Renteria for your co-sponsorship of this item. This stems from a letter signed by over 500 elected officials, local elected officials from across the country, and including many people here on this dais who signed a letter openly condemning bigotry and anti-muslim hate speech that we see becoming much more commonplace in our national debate and dialogue, and within our own community. And there is a national week of action that we are a part of today bypassing this resolution. No longer allowing that sort of speech to just go ignored or for us to condemn it privately or to just write it off, but instead to condemn it publicly in this formal way. And so through this resolution I'm proud that we'll continue to commit ourselves to Austin's values of protecting people's inalienable right to feel safe and a part of this community. And so I'm proud that we're moving forward with this. I'd like to thank the dais and to thank our Muslim brothers and sisters from across all of the city council districts for all of your contributions here and know that it is the values of this city to respect you and respect people of all different faiths and backgrounds equally and that we won't just let people talk poorly about folks in our community without standing up and saying something about it. So thank you and thank you to the rest of the dais. [Applause]. >> Mayor Adler: I appreciate you bringing that item to the table. I think it has obviously

[10:30:03 AM]

well spread support, but I think sometimes silence can be taken as acquiescence by some so I think it's good to engage in positive affirmation so thank you for doing that. Any further discussion on the consent agenda. With the notations made, those in favor of the consent agenda please raise your hand? Those opposed? It is unanimous with the notations made, with councilmember Renteria off the dais and councilmember troxclair off the dais. That then gets us then to a discussion of the items that have been pulled -- >> Tovo: Mayor, would we like to do consent zoning? >> Mayor Adler: Sure, that's a good idea. Let's see if we can do that. Thank you, mayor pro tem. >> Thank you, mayor and council, Greg Guernsey, planning and zoning department. Starting with item number 10 I'll read through those items and I believe, unless there are speakers, I'm going to offer everything as consent or postponement today. On the zoning agenda. Item number 10 is case npa-2016-0010.02, 622 pedernales street. Applicant has

requested a postponement of this item to your November 10th agenda. Item number 11, case c-14-2016-0041 for the property located at 2416 east sixth street. Applicant has requested a postponement of this item to your November 10th agenda. Item number 12, case c-14-2016-0043, property located at 622 pedernales street. Applicant has requested a postponement of this item to your November 10th agenda. Item number 13 case

[10:32:05 AM]

npa-2016-0025.01 for various properties on rialto boulevard. This is to change the future land use map to multi-family land use. We would offer this for second reading only on Tim number 13. And offer that for consent reading only for second reading. In a related item, item number 14, case c-14-2016-0011, again for those same properties in rialto delivered. It's so zone the property from mf-4, co-np combined district zoning again for second reading only. There is also a related item to this item, number 17, which has not been ready for action today, and I understand that this item 13 and 14 could be offered for consent possibly next week if the covenant is prepared. So I'll continue, but we would only offer those for consent for second reading today. Item number 15 is case c-14-2016-0046 for the property located at 7720 and 7800 south first street. To zone the property to cs-co for tract 1 and gr-mu-co for tract two and this is for third reading only. Item number 16, case c-14-2016-0057 for the property located at 6101 Ross road. This is to zone the property to sf-4 an a. This is ready for consent approval on second and 3dings. And going on to the 10:00 A.M. Zoning, neighborhood plan amendments, there is where the public hearings are open and possible action. Item number 17 is case c-14--85-288.8 rca for the certain properties on rialto

[10:34:07 AM]

delivered. We would request a postponement of this item to the October 20th date. Again, this is the item that's related to items already in the record earlier, 13 and 14. Item number 18 is case npa-2016-0013.01 for various properties on south second street. Staff is requesting a postponement of this item to your November 10th agenda. Item number 19 is case npa-2016-0016.03 for the property located at 6011 bolm road. The planning commission's recommendation was to grant mixed land use and this is ready for consent approval on first reading only. Item number 20 is case c-14-2016-0082 for the property located at 6011 bolm road. The zoning and platting commission recommended gr-mu-np district zoning for this property and it is ready for consent approval on first reading only. Item number 21 is case npa 2016-0021.0 one for the property on 5016 one and a half east Ben white boulevard. Staff is requesting for a postponement to the November 10th agenda. Item number 22 is case c-14-2016-0069 for the property at 5016 and a half east Ben white boulevard. Staff is requesting a postponement of this item to your November 10th agenda. Item number 23 is case npa-2016-0021.0 two for the property located at 2624 Metcalf road. The planning commission recommendation was for -- this is ready for all

[10:36:08 AM]

3dings. Item number 24, the planning commission was to grant sf-6-co-np combined district zoning and ready for consent approval on 3dings. Item number 25 is npa-2016-0025.0 T, this is for a plan amendment to the oak hill da combined neighborhood plan. Planning commission recommended text changes and this is ready for consent approval on all 3dings. Item 26 is case c-14-2015-0119 for various properties on shoal creek boulevard. Staff is requesting a postponement of this item to your December 8th agenda. Again, that's December 8th. Item number 27 is case c-14-2016-0021 for the property located at 420 east F.M. 1626 road. Staff is requesting a postponement of this item to your November 10th agenda. Item number 28 is case c-14-2016-0037 for various properties on Scofield farms drive. This is recommended to you by the zoning and platting commission for gr-mu-co can combined districting zoning and this is ready for consent approval on first reading only. Item number 29 is case c-14-2016-0039 for the property located at 2413 Thornton road. The neighborhood requests for a postponement to your November 10th agenda. The applicant is in agreement so it's a postponement on item number 29 to November 10th. Item number 30 is case c-14-2016-0049 for the property located at 1211 and 1301 east fifth street. Staff is requesting a postponement of this item to your November 10th agenda. Item number 31 is case c-14-2016-0050 for various

[10:38:10 AM]

properties on east fifth street. Staff is requesting postponement of this item to your November 10th agenda. Item number 32 is case c-14-2016-051 on navasota street. Staff is requesting a postponement of this item to your November 10th agenda. Item number 33 is case c-14-2016-0064 for the property located at 8311 south first street. The zoning and platting commission's was to grant a combined district zoning. This is ready for consent approval on all three readings. Item number 34 is case c-14-2016-0075 for the property located at 5629 north Lamar boulevard. The planning commission's recommendation was to grant cs-v-co-np combined district zoning and this is ready for consent approval on all 3dings. Item number 35 is case c-14-2016-0076 for the property located at 7605 Wynn lane. The zoning and platting commission was to grant sf-3 zoning and is ready for consent approval on all 3dings. Item 36 is C 14 h-2016-0008 for the property located at 2205 east Cesar Chavez. This is ready for consent approval on -- this is for cs-co-mu-h-np combined district zoning and ready for consent approval on all 3dings. And number 37, this is case c-14--79-0 -- 065-rct for the property located at 80 red river street. I understand there's a neighborhood postponement for one week. The applicant does not oppose the postponement for one week. And I understand they're still working on some sort of covenant. That was the McClure case,

[10:40:11 AM]

item number 37, that mayor pro tem had spoken of earlier. And then finally, item number 38 is case C 814-2014-0120. This is for various properties on executive center boulevard and wood hollow drive. Can staff is requesting a postponement of this item to your November 10th agenda. >> Mayor Adler: So that I understand, items 13 and 14 are being recommended on consent for did you say first reading only or second reading? >> What item was that again. >> Mayor Adler: 13 and 14. >> 13 and 14 was for consent for second reading only on item 13 and 14. And mayor, on item number 26, I understand Mr.

Rusthoven has a clarification. >> On item number 28, the property is located on Scofield ridge, not Scofield farms. Minor correction. >> Mayor Adler: Got you. So do I understand that we have -- let's check because we have some speakers, but you just recommended everything between 10 and 38 for either consent approval or postponement. >> That's correct. And mayor, I know that on item number 37 I think there were some agreements that have been made just this morning regarding a postponement. So you may have speakers who have signed up for 37, but I understand the parties have asked for a continuance of one week on that item to postpone item 37 for one week. And I'm not sure what other speakers you have on some of the other items.

[10:42:15 AM]

>> Mayor Adler: All right. So let's look at these items between items 10 and 39. 10 and 38. The ones that I had speakers that were signed up to speak on this on number 29, which is being postponed, is that correct, 29? >> That's correct. The south Lamar neighborhood association has asked for a postponement to the November 10th agenda. >> Mayor Adler: Mr. King, do you need to speak on this being postponed? Okay. That gets us past that one. That then gets us to item number 37, which is also as part of this being postponed for a week. That was David king and kitty McMahon. Do you need to speak, Ms. McMahon? >> No. >> Mayor Adler: Okay. Thank you. Those were all the speakers that we had. Is there a motion to -- let's get a motion on the floor. Mr. Zimmerman makes a motion to approve the consent zoning agenda. Is there a second? Councilmember Gallo seconds that. Now we're to discussion. Mayor pro tem. >> Tovo: I have discussion about two items. 13 and 14, as Mr. Guernsey said, relate to the restrictive covenant 17 and it would be my preference that we postpone 13 and 14 because it is all of a piece and all part of an agreement. So I would rather not have one progressing forward without dealing with it altogether. So I would move that we pull those two out, 13 and 14, and postpone them as we are with the companion case of 17, the restrictive covenant. >> That would be to October 20. >> Pool: Mayor, I would second that. >> Tovo: So whatever date Mr. Guernsey was just saying. >> That was October 20th. >> Mayor Adler: October what? >> 20th.

[10:44:15 AM]

>> Mayor Adler: Okay. Is there any reason to approve on second reading as opposed to postponing? Logistically? >> I would just understand the applicant was at least to get second reading moving along. Third reading would be when the actual ordinance would be affected, but the applicant has indicated that they're okay with that. >> Tovo: I appreciate that. Thanks. >> Mayor Adler: Any objection on the dais to changing the consent to being postponed those items until October 20th? If not. It will now be part of the consent agenda. Yes, councilmember Garza. >> Garza: I just wanted to clarify on 33 that the signatures for the -- I know it hasn't reached a valid, valid petition, but that had been withdrawn, is that correct? >> I don't know if the petition has been withdrawn. I know there was a neighbor next door that had a mistake and they thought this property was a different property. >> That's correct. >> Garza: And she's the one circulating the petition thinking it was a different piece of property. >> That's right. >> Garza: Thank you. >> Houston: On 17 what was the postponement date on that. >> Mayor Adler: The 20th. Any further discussion on the zoning consent agenda? Mr. Casar? >> Casar: It's interesting to note

here on item 34 there's some txdot surplus property. We've been talking a lot about that property and unzoned property, but we don't have the growth on the agenda. Item 34 is some property on the district loop side of the planning area and I know some folks on the contact team told me they would be watching so I want to thank them and thank the applicant

[10:46:15 AM]

for your hard work on this one being able to get it done in three readings all at once, first of unzoned property is a challenge, so I appreciate your work on this, the contact team not only supports it, but said they were enthusiastic about it because it will be addressing some of the housing shortage we see in this part of central Austin. And while the vmu requirements for the density bonus in the area, the applicant brought forward the idea of applying the affordability across unit types and unit mix and to split up half of the units of the affordable units at 80% and half at 40% even though that's beyond what's required. So thank y'all for that and thanks to the people nearby for being so thoughtful and forward thinking with this one. So we appreciate it. >> Pool: Mayor, I wanted to thank txdot for coming to the city and asking for the unzoned land to be zoned. That's really important so that when the changes to the land happen that they start from a place that's above the line, so to speak, as opposed to below, which has been a difficulty in some of the other cases where the land has been unknown. So I really appreciate txdot coming to us and asking for this. And then I wanted to ask on item 28, Mr. Guernsey, can you remind me -- can you say again what the postponement is on Scofield ridge? >> 28 is only for first reading only. It was just for consent only for first reading. >> Pool: Thank you. >> Mayor Adler: Okay. Any further discussion on the zoning consent agenda? Hearing none, those in favor please raise your hand. Those opposed. All those in favor, Renteria off the dais and troxclair off the dais. >> Mayor and council, that concludes the zoning items

[10:48:17 AM]

for today. >> Mayor Adler: Good job. That gets us to the items on the agenda. Let's call some up here. Let's begin with item number 6 was pulled. This is the city manager process question. Mr. Casar, do you want to bring this up. >> Casar: My preference is if we're not in a rush to take another week -- [mic feedback]. I wanted to see if the dais would join me in wanting to talk to more folks about this over the course of a week. I don't have any particular concerns. I just know it's so important, and if there isn't a rush, I would like the time and effort from some others if they would appreciate the time as well. >> Mr. Mayor? >> Kitchen: I support asking for some additional time. I think that -- I think it's imperative that we establish a public input process or public -- more than input. Participation in this -- in this process. And I think it would be helpful if the more clarity we provide in here to help provide information about what we would like or empowering the participants in this committee to do, I think it would be helpful, helpful to them and their work. So I think the additional time to have that discussion and perhaps to be able to provide additional clarity and direction around one of the be it further resolveds that relate to the task that the council does in a work group we'll do in connection with a professional search firm, I think that would be

[10:50:18 AM]

helpful. I'm also curious whether the professional search firm can help us with some specificity around these work steps. So I think additional time for having those discussions would be helpful. >> Mayor Adler: And I concur. We laid out a general framework on the bulletin board that we're kind of following, but the only -- only to the extent at this point of initiating the search, which we have done. I agree with everything, said, Mr. Casar, except I'm not sure we need to take action next week either. I'm amenable doing that, but ultimately I would like the document to -- even if we do something next week, I want it to be living enough so that when we have the search firm coming in, if they have recommendations on things that we should be doing, we could also incorporate what those sessions are. I think as a general framework it enables us to be able to move forward. Yes, Ms. Houston? >> Houston: Thank you, mayor. I wasn't here at the work session, so I didn't have the benefit of this conversation. I have some concerns about on the second page the middle be it further resolved and the third bullet. Could somebody explain to me what that really is saying, a pool of semifinalists with no public input because of the need of confidentiality. I'm not sure what that is. The third bullet in the middle of the page, on the second page. >> Mayor Adler: The pool of semifinalists, is that the question? >> I'm not sure what we're talking about because we have talked about confidentiality, so how would this community group get to a pool of semifinalists without breaching some

[10:52:23 AM]

confidentiality? >> Mayor Adler: The question is this, the search firm will go out and get names and they'll develop a pool of names. And eventually my understanding is, we haven't set this procedure yet, but at some point the search firm is going to come to the council with a list of semifinalists, more than one or two probably, but a smaller group that will have vetted that list. The question is is that list made public? And what we have been told by some. Professionals is if we choose to make that list public at that point then we will limit the number of applicants who are willing to apply. That some really good, really high profile folks may not want their name known that they're looking or considering a position unless they actually make it into the finalist position. So one of the questions that we have is if we were to have a group working for the council, a small group, not the general public, but some smaller working group, but whether that group would work with the search committee when the pool of semifinalists was presented to the council confidentiality, which would require that small working group to also buy into and be held accountable to the same measure of confidentiality. >> Houston: Thank you for that. I've been very clear from the beginning of this process that I don't want to delegate that authority to any citizens group regardless of how small it is, because I cannot -- to the people that I report to, I cannot say that they will keep a confidence. I know that I will. I know how things get around in here when we have them in executive session. So I will not be able to have a small group, no matter how small, how wonderful those people are, be looking at the semifinalists. I think that's my responsibility as a

[10:54:23 AM]

councilmember. So I would have a problem with that one. >> Mayor Adler: Okay. Thank you. Further

discussion on this item number 6? Then we're going to pass on item number 6 at this point and we'll move on to the next item, which is -- would be number 7, but Mr. Renteria wanted to be here present for that and he's on his way and just not here quite yet. Ms. Kitchen? >> Kitchen: Just a probably question and I don't know the answer to this. On item number 6, can we just pass or do we need to postpone it? Do we just state that we're passing? >> Zimmerman: Table it? >> Mayor Adler: We could formally postpone it. It will be on the agenda next week for us to discuss it again. Then let's postpone it. Is there a motion to postpone this item one week. Mr. Casar makes that motion, pitched seconds it. Those in favor of posting raise your hand. Those opposed? It's unanimous on the dais with Renteria and troxclair off. Okay. Ms. Houston? >> Houston: And mayor, this is a quorum question and I'm not sure who to ask, but I'm going to ask it here. So there's obviously folks that support this resolution. Who do we send our comments to? Just post them on the message board? >> Mayor Adler: That would be best, I think. >> Houston: Okay. >> Mayor Adler: All right. So we're going to move to item number 8. We have some citizens that would like to speak on this. Do you want to tee it up first? >> Kitchen: I pulled it -- I pulled it because I have some proposed amendments, which I have passed out on the dais.

[10:56:23 AM]

I would like to put them on the board and speak to them briefly and that way the speakers will have the benefit of seeing that. It's also posted on the message board. So let me just first say thank you very much to the mayor pro tem tovo and the other councilmembers who have signed on to this. I think it's excellent work and something that definitely needs to be brought forward. My amendments are intended not to slow it down or change the intent, but to make some connections. So is it possible to put that up and then I can walk through what those changes are? Do you have it? Okay. So the changes that I'm recommending do a couple of things. First they connect this process, and by this process I mean the process of -- the process of identifying land suitable for housing. And considering what to do with that land. Connecting that to our strategic planning process that we have in place right now through our strategic housing plan. So I want to make sure that those two efforts don't happen in silos and apart from each other. So it doesn't slow down -- I'm not attempting to slow down the process of bringing forward the three proposed projects, but I do think this needs to be connected to what's happening simultaneously with the strategic housing plan. So the language -- the second primary change that I'm suggesting is the criteria that's listed to look at in identifying properties doesn't allow for additional criteria. It just says those items identified in 2014, I think it was.

[10:58:24 AM]

So I think suggesting some language that is broader and accounts for what we're doing currently in transportation, specifically recognizing the importance of looking at the corridors, the transportation corridors to see if there's land along those corridors. So those are the primary changes. I'm also suggesting that the deadline of returning the three potential projects on December 1st only gives our staff one month. And it appears to take longer to do that. I certainly can change that if we've already checked with staff and December 1st is fine, but it just and to me to be not enough time. So I was saying December 1st. So I can go through the specific -- let me go through the specific language and then see if

there's questions. >> Pool: Do you need a second? >> Mayor Adler: Hold on. >> Tovo: I haven't had a chance to lay out my resolution. So I would hope we're not going to make motions and second the amendments before I have to chance to do that. >> Mayor Adler: That sounds reasonable, so we'll wait for that. But you can describe what you're doing if you want to so that the people can comment on it in their comments. >> Kitchen: So it deletes the first -- under it the be it further resolved it deletes the first paragraph. And then it takes the second paragraph and says the city manager is directed to develop and include in the strategic housing plan, and that's where I'm trying to make the connection, for public input. There's also public input process through the strategic housing plan. Criteria for identifying and a list of all properties, so I know there's been lists that have been floating around and talked about, but we haven't seen it in any kind of formal way. So criteria for identifying in a list of all properties within the city's real estate portfolio, suitable for development as affordable housing, mixed use housing developments and emergency shelters, so that language is the same. And then it goes on to say, to identify such suitable land the city manager shall consider criteria that furthers

[11:00:26 AM]

the connection between housing, transit and jobs. I think that's the intent here. I just wanted to put words to it that we're trying to further the connection between housing, transit and jobs. Including, but not limited to, and then there's a list of seven criteria. All of these criteria are the same as what is in the original motion. So I'll just highlight the new ones. So the first bullet, exist near a high capacity transit line or other public transportation. That's in the original motion. I just added including through planning efforts such as connections 2025 and project connect. So that just clarifies that we want to make sure that we're aligning what we're doing when we're looking at transportation with our major planning efforts, connections 2025 being the bus planning for cap metro and project connect being for high capacity transit line. The they could bullet is new bullet and that's also to include in the criteria location along and/or in walking distance of existing and future transportation corridors as identified by the city in documents such as the strategic mobility plan. That just recognizes that we also want to connect what we're doing with affordable housing with what we're doing with corridors and that connects it back to our potential bond, for example. It also connects it back to our strategic mobility plan where we are identifying corridors. The third, fourth, fifth and sixth bullets are the same as in the original motion. The last bullet just does a "Such as." So the last bullet talks about as a criteria medium to high opportunity districts as identified by tools. The original motion talks about Kerr win opportunity mapping. I just said such as, but

[11:02:26 AM]

not limited to. Since the Kerwin opportunity mapping was put in place a few years ago, there have been other tools and I don't know, maybe I don't have the most current information, but I don't know if that opportunity mapping tool is actually been updated since it was put in place. So I didn't want to limit it to that. Then going on to the next paragraph, the next paragraph really picks up the action from the original motion to identify the three projects. So it says using the above criteria that I just went through, city manager is further directed to return to the housing and community development committee and

to the city council. I thought it was important that this also come to the housing and community development committee because that's where we've been talking about the strategic housing plan. So I think it's important to connect the dots. So again so that we're not operating in silos in terms of what the committees have been doing and the strategic housing plan. And I changed it from January 1st to December 1st to have staff have more time. I don't know if that's the right timeline or not. The rest of the language goes on the same. And then I added to the end of it, and to include this information in the city of Austin strategic housing plan. I'm not suggesting that we do the housing plan for the three projects but that it be included in the strategic housing plan. And finally it was unclear to me from the original motion what was supposed to happen with the list of all properties so I just added the city manager is further directed to bring the list of all properties. This is in addition to the three that are identified for action, but the city manager is further directed to bring the list of all properties identified as suitable for development to the housing and community development committee and to the city council for briefing and discussion.

[11:04:35 AM]

>> Tovo: Thank you. I want to talk about your specific amendments in a minute, but I appreciate your taking time to think about how we can enhance it. We have a series of resolutions asking our staff to identify particular parcels or to look at -- either to identify through some general criteria different parcels and come forward or to look more particularly at certain parcels, like the win bay go tract, like the crestview tract. This is really an effort to move beyond that and to get staff to zero and to kind of laser focus on a couple of areas where I think we have immediate needs. I say that because I think the change -- I can accept several of your amendment as friendly as I'll detail what those are, but changing the action from asking the city manager to bring forward a tract -- and I had intended to offer a little clarity, but asking the city manager to return with a parcel that would be useful for emergency shelter, a parcel that would be useful for mixed housing, a parcel that would be family friendly, changing from that very specific direction to the the direction you've offered here, which is to include it in the strategic housing plan and come back with a list is really not what I'm trying to do here. I really -- I think we have had lists, I think we've had discussions. We certainly could compile a list, an additional list. I'm hoping that they will come back to us with some very specific parcels. And I think they're prepared to do that. We've been meeting with them for weeks with real estate, with financing about some of our emergency shelter and some of the other things. With this direction I think they are prepared to come back with some -- a particular recommends that might be appropriate for family friendly housing. I will point out where I

[11:06:39 AM]

can what I think might get us to some of the same places. The criteria that I have listed out that the earlier resolution talked about is very similar to what you've included here. You've added some additional language. I would suggest this is how we mesh the two. In the be it further resolved where it talks about the city manager is directed to use the above criteria, here I would pick up your language and other criteria that further the connection between housing, transit and jobs. So I think that gets us

around some of the good points you've raised around it could be Kerwin and other opportunity mapping. The resolution talked about existing or planned high capacity transit. You want it to say something like and also those identified through other planning efforts. I think if we embrace the language that you have in your direction and have it that way so it would say directed to use the above criteria, again, and this is your language, other criteria that further the connection between housing, transit and jobs. I think that would solve the criteria difference. I think I'm completely fine with having it returned to housing and community development and to council by January 1st. I think it would be included in the strategic housing plan. The last line again is what we're trying to get staff to do is come up with -- get us to the point where we could then pull the trigger and say -- I hate that expression. Where we could take a vote and say yes, let's move forward with a

[11:08:39 AM]

live-work space at winnebago or emergency shelter at X tract. So the staff have multiple things they're going through the course of this resolution and the earlier one. They're working I hope on developing a collaborative proposal for an aid tract. They're working on looking at the aid tracts and developing some proposals. And then my hope again is that we'll get one of these positive the point we'll take a vote on a city tract. So that is my concern about your last line with regard to the list. But again I think the other if we could mesh your amendments in the way we suggest, then that would be friendly, but I definitely don't want to switch the direction in the way that this might. >> Kitchen: It's not my intent to switch the direction, but we have the -- I know there's been a lot of work going on, but we haven't seen it. So what I'm trying to do is add an additional item, not change the direction. Let's look at the language and see if we can make that clear. First off, I agree with what you're saying. So you're saying keeping the first paragraph in, but just adding -- make it say use the above criteria and other criteria furthers the connection between housing, transit and jobs. That's fine. That's all I'm trying to do. So then you can leave out -- you can leave out the next paragraph in what I'm proposing and the list, okay? >> Tovo: The amendments to the criteria? Because -- in my resolution the criteria is in a separate place and it's saying this is the resolution. But I think these can

[11:10:41 AM]

certainly be guidance in how we might not just use Kerwin, but other ones and well. Tipped I'd like to -- >> Kitchen: I'd like to include the sentence that the city manager is directed to include in the strategic housing plan for public housing criteria for identifying in a list of all properties within the city's real estate portfolio suitable for development as affordable housing. Not instead of and not before you bring back the three properties. I just think it needs to be clear that we want this kind of information in our strategic housing plan. >> Tovo: Okay. I see what you mean. So putting that first sentence as a be it further resolved at the end so that it's not -- >> Yeah. >> Tovo: That would be fine with me. >> Kitchen: Okay. Then going on owe then I think you were okay with the -- we say the city manager is directed to return to the economic development committee and housing by January it 1st -- you're okay with January first. >> Tovo: I am. Aisd has an rfp and I think all the work they're doing that relates to their tracts has to be on that timeline. And I don't want this work to derail that in any way. So my message to

staff would be as you're working through the city owned, if that's taking time away from focusing on the aid list, please come back and tell us this won't work and I'm happy to move it further back from January 1st. >> Kitchen: Okay. And the last sentence, let's talk about that and see if I can understand the concern there. The very last sentence says the city manager is further directed to bring the list of all properties identified as suitable for development to the housing and community development committee and the city council for briefing and discussion. Again, I'm not trying to slow down the process. I just think it would be helpful for us to have some discussion about that list. So if you want to change that language so it's clear that it's not instead of or before,

[11:12:43 AM]

what you're trying to do with the three properties, -- approached maybe the key is to -- >> Tovo: Maybe the key is to provide a timeline. I think the inventory system is getting better, but I think there are -- I think the book of inventory is. >> Kitchen: like two -- is, councilmember kitchen, like two inches high. I don't think we want staff to come up with a list of like every single property that could be developed. I'm just not sure if that would really get us there. >> Kitchen: How about this? I think the disconnect may be that there's some councilmembers that have had a lot of discussion about this and some of us who have not. And I'm trying to provide a forum that we can make this -- have more opportunity for public input and a forum under which we can discuss things. So how about if we do this? We just add to the end so it reads, the city manager is further directed to bring the list of all properties identified as suitable for development to the housing and community development committee and the city council for briefing and discussion as part of the strategic housing plan development process. So that process is happening. It's a little later. This is an item -- this is a strategic that's been identified so far in that draft housing plan. So it fits. And it will -- it would fit with that timeline. And that timeline is not -- is not before what you're talking about. So would that work? >> Tovo: I think so. I think that's a reasonable -- way to look at it. >> Mayor Adler: All right let's go to the public testimony. >> Tovo: If anybody has a clean draft, I'll see if I can amend it.

[11:14:43 AM]

One thing I want to mention, one of the resolutions worth looking at because it was a pretty lengthy report, the one that directed staff to identify three city-owned property. They really did look at their inventory and there are certainly other properties that have surfaced as possibilities since then, but one of the things I was saying about the work that has gone on is really the work that has gone on through these resolutions. >> Kitchen: I'm just trying to bring us all up to speed and connect it to the strategic -- this is the first time we're going to have a strategic housing plan and I would like to make sure that strategic housing plan is strategic and is broad and comprehensive. >> Tovo: Yeah, and I think, you know, with your amendments, I think we've embedded that in there, and I appreciate your willingness to kind of put that not in addition -- in addition to rather than instead of because my goal is really not to -- Mr. Peña said do we really need another study. I think we have a lot of pieces of information even if they were directed by the previous council, we still should be making use of that information and moving forward. And my hope is really that between the two resolutions that were on today's agenda

we will move -- we will actually move forward and I'm tempted to kind of elaborate to drive my colleague councilmember Zimmerman bananas, but to move forward instead of looking at more lists. >> Mayor Adler: First speaker, Mr. Peña. Mr. Peña. >> Good morning, mayor and councilmembers. Gus Peña. First of all, I would like to recognize the interim city

[11:16:45 AM]

manager, Elaine Hart, and they are doing a great job also. Councilmember Kitchen and Mayor Pro Tem Tovo, I want to thank you all for meeting and bringing forth a good resolution. Mayor and councilmembers, again, you know, my perspective to Mayor T.O.D.'s administration was affordable housing, were really not gaining affordability, but Mayor Pro Tem Tovo I want to thank you again and also Councilmember Kitchen for the good dialogue and thank you for remembering my quotes, Mayor Pro Tem. I appreciate you very much for that. I just want to say that we're in an emergency crisis. [Lapse in audio] International Hospitality Network whereby managed by any agency, you go to emergency [inaudible] For one week but you have to leave. In regard to item number 8, mind boggling to me because you all have information that we the public are not privy to, but that's okay. You'll allow us to speak and we'll come to the nitty-gritty, real true affordable housing, we need it, it's an emergency. We should declare an emergency here. The best case scenario when a person is evicted or they sell their property, the lease is up, what's the next best -- go to a hotel. Rates raise up during events so it's not happy for any of us that are in the situation. And some in my situation also as far as housing from the veterans administration and I'll tell you this much, Mayor

[11:18:49 AM]

Adler, Secretary is very angry with the HUD Secretary and I'll bring it up. The issue is this [lapse in audio] Very keen -- kids out there that have affordable housing have to go to [inaudible] And one of the -- my friends, he literally makes allowances to make it affordable for family, for anybody that's homeless. I want to tell you something, Mr. Mayor, you talked about when you were running for Mayor's committee, we're in an emergency crisis situation right now. Councilmember Casar, I've talked about that as well, Councilmember Houston, and the issue is how can we accelerate, but Mayor Pro Tem had a good statement as did -- [buzzer sounding] -- Councilmember Kitchen bring it together. We need an emergency crisis. Thank you. >> Mayor Adler: Thank you. Mr. King. >> Thank you, Mayor, councilmembers and I agree with Gus, it's an emergency. This is public land that we're talking about, public property, taxpayers have paid for that property. I'm concerned, I appreciate this resolution, I support it but what I'm concerned about is the affordable housing. Is that 80% MFI? Given the crisis we have, I think that definition should be it's [inaudible], families with children at or below 50% median family. This is [inaudible] Taxpayers have paid for. What's the definition of mixed

[11:20:50 AM]

use housing. Is that again going into these density bonus programs where we know that they don't get us what we're looking for. Looking at the vertical mixed use project in [inaudible] That have had a total

of 1,524 units and of those only 6% are affordable units. When I ask, you tell me where those units are in your complex and whether they are currently occupied meet the criteria. They tell me they cannot -- they do not have that information. And Lamar union where a bmu project, they told me oh, the affordable unit floats around. One month it could be unit 5 and the next month unit 7. How can you track that? How can we clarify? I don't mean to be criticizing our program. I know they are well intended, but they are not effective for the problem we have. It's an acute problem. This is taxpayer property. Okay, it's yours, market, give us a few affordable units that we can't really track or know when they are going to come on line. That's not the way we should do this. I am urging that you set strict criteria. That it be subsidized, live-work space for artists and musicians. Why can't we put those specific parameters around the use of property. Is it the only salvation we have? I'm worried about this and that you will be very specific put this criteria into the resolution. It's going to be used that it's used specific for those purposes. And looking at an expedited permit review, again, we'll be hearing about that, but that's pretty much market driven with

[11:22:52 AM]

very little the guidelines that's going to help address this affordability. But if we're going to do a project [inaudible] It should be this kind of project for subsidized affordable housing, subsidized work-live space for the people that you all -- [buzzer sounding] -- Are working hard to help out. I think this is our opportunity. Thank you. >> Mayor Adler: Mr. King, while you are still up there, a quick housekeeping matter. Councilmember Renteria is not feeling well and is not going to make it today. He asked for the item [inaudible] One of two speakers signed up. Are you okay -- >> Yes, sir, thank you for letting me know. I appreciate it. >> Mayor Adler: Is John Roberts here? >> Tovo: While Ms. Almanza comes up, Mr. King made similar comments about the committee I agree with you that it shouldn't be used to market rate housing. You know, unless -- a very large product that makes sense for that particular location. >> Mayor Adler: Ms. Almanza, before we start, quick housekeeping, you've heard councilmember Renteria is not feeling well, I understand you are okay with pushing that off. >> Yes. Good afternoon, Suzanne in Susana Almanza. Council resolution directed the city manager to -- [lapse in audio] Other than 6909. Suitable for development of a model affordable family

[11:24:53 AM]

friendly efficient multi-family housing project to provide to city council by June 12, 2014. On September 3rd, 2014, Lorraine riser, office of real estate services, reported three identified locations. 4800, 4906bohms road, district 7 and 4900 convict hill, district 8. Two years ago these properties were identified for affordable, multi-family housing yet there has been no development. Now, October 13, the council is again introducing a resolution to explore possibility of city-owned tracts for affordable family-friendly development which includes 6909 Ryan drive, district 7, which probably has contamination, 411 Chicon, district 3, and 4711 winnebago lane, district 2. The question is will there be another resolution in two years to identify another three city-owned properties to build affordable housing. What about the six acres at 7201 Levander loop owned by the city and designated for affordable housing in 2009 and under the Austin housing finance corporation? Will it ever be developed

for affordable housing? In 2008, poder recommended that a casting that used various hazardous chemicals to be relocated and for the city of Austin to purchase that property for affordable housing. Peer -- pier casting is in the process of relocating. If the city of Austin purchases the property it would have an entire block to develop for affordable housing starting with 411 Chicon and this backs up to 2110 east fourth street pier casting property. Zavala is one of the schools under populated and could be closed in just a couple of

[11:26:55 AM]

years. Pier casting and the city owned property at 411 Chicon are located in the second most gentrified zip code in the entire United States. The city has the opportunity to provide affordable housing and mitigate gentrification. All you need is the will. We don't need resolutions presented every two years. The poor, the working poor, people of color need affordable housing now. So please -- [buzzer sounding] -- Don't wait another two years. Thank you. >> Mayor Adler: Thank you. >> Tovo: Mayor? [Applause] >> Mayor Adler: Yes, mayor pro tem. >> Tovo: Ms. Almanza, I appreciate your comments and I don't want to see us wait another two years, but one of the things that happened is in 2015 we have a new council, we've been doing a lot of great work, but that's one of the things that I think -- one of the reasons why I'm so eager to move forward with this resolution here today is because we do have the great work that the staff have done in those previous resolutions. You mentioned Levander loop, and that was my resolution, I think all were except 411 Chicon. When we asked staff to look at their portfolio and return what they saw as great opportunities for affordable housing, Levander loop wasn't one of them and either was 411 Chicon and both for the reasons you've identified would be great potential tracts. My hope is that as the staff go forward and consider all of the work they've done, but also some of the community's input, in particular on Levander loop and some other of these properties that we will be able to get very specific about what is the one we should do next or what are the couple we should undertake next. So my hope is that, you know, by early next year we might be at a point where we can take a vote and actually move forward with getting an rfp or whatever to get that housing on the ground. Thanks for your continued

[11:28:55 AM]

advocacy on that point. >> Mayor Adler: Thank you. We are now back up to the dais on this matter. And I think there's been an amendment that's been handed out. Ms. Kitchen. Yes, mayor pro tem, your motion. >> Tovo: I'd like to move approval of my resolution. >> Mayor Adler: It's been moved. Is there a second to that? Ms. Kitchen seconds that. Discuss? Mayor pro tem, do you want to go first or go to the dais? Is there a motion -- give her a chance to speak on it. >> Tovo: I talked a lot already today. I think this is critical. I think we need to move forward. I'm really pleased we were able to pass the other resolution. I hope we can, you know, really work together with staff and our other partners to get this housing on the ground because we need it so very desperately. I just want to point out these are ideas the community has been urging us for years and years to create affordable housing, to consider using public land to create affordable housing. It's in most of our housing plans, it's most of the relevant task force over the last decade have identified that as a really important strategy and I'm delighted our

council is going to move forward, I hope, and get those projects underway. >> Mayor Adler: Ms. Kitchen. >> Kitchen: I'd like to move, I think as a friendly amendment, the amendment I just passed out that makes the changes that we had the previous discussion on. I think it captures what we talked about. And as part of that, as I said before, I really want to thank the mayor pro tem and the other councilmembers who brought this forward. I know the mayor pro tem has been working very hard on -- on getting these things to the next steps so we're actually taking action. And I really appreciate that and so looking forward to passing this and taking the next steps. >> Mayor Adler: Okay. Ms. Pool. >> Pool: And I just -- >> Mayor Adler: So there's been a motion to -- for the

[11:30:57 AM]

amendments. Is there objection to this amendment being included? Mr. Zimmerman? >> Zimmerman: Well, I think this is version 2 of the amendments and I don't think you mean to say 2016, the year. Do you mean 2017, not 2018? >> Kitchen: 2017, I'm sorry. >> Mayor Adler: Good catch. Any objection to this amendment being incorporated? Then it is now part of the main motion. We can continue in debate. Discussion? Ms. Pool. >> Pool: Yeah, I support this and I appreciate the work that's been happening on it and recognize that a lot of times because of the complexity of this kind of development it takes a while. I just did want to mention that my office has been engaged in working with the neighborhood and with Austin energy and our real estate professional staff on that Ryan drive piece and we're looking to have affordable housing there and a park and so that -- that discussion is also underway. The area contamination, Austin energy, we are hoping they can be moved to another location so that piece has to happen first. There's a lot of steps but we are actively engaged in trying to make that a reality. >> Mayor Adler: Further discussion? Mr. Zimmerman. [Inaudible] >> Mayor Adler: Okay. Ms. Gallo. >> Gallo: Thank you. And I want to thank both mayor pro tem tovo and councilmember kitchen for working on this. I just want to make one point. I will continue to always make it. When housing works through their study of subsidized housing geographically spread through the city only 1% in the city and part of the dilemma that we see with when we narrow down and focus things on transportation, it's kind of like councilmember Houston's cart before the horse. Do you do the affordable housing before you have transit options or do you get the transit options first and

[11:32:57 AM]

then do the affordable housing? As we know in our conversations with capital metro right now, there are a lot of transit lines in district 10 that are being pulled away so when we talk about focusing affordable housing close to transit, you are eliminating affordable housing options in district 10 and perhaps some of the other more outlying areas of our city. And we have job resources in those areas and we have high cost of housing in those areas, but my concern is that if we keep focusing the resource away from those areas that we're not going to be putting affordable housing in areas that are really lacking in affordable housing options. So I absolutely support what you are doing, but I want us to be very sensitive about restricting the opportunities to transit corridors because there are many, many areas in our community that need affordable housing that have the jobs, but do not have transit locate close. >> Mayor Adler: Mr. Zimmerman. >> Zimmerman: Thank you, Mr. Mayor. So I appreciate the

efforts of councilmember kitchen, I think she's trying to bring a little more focus to what's trying to be done, but I completely disagree with the direction of the policy. The subsidized housing plans are going to lead to more economic segregation institutionalized by the city. I'm going to try this month or next to get something on the council message board that would take us in a completely different direction which would say I think the city should be identifying properties that could be sold to the private sector for development. And then to also ask our staff to bring the top ten most conflicting and costly ordinances that our builders are trying to comply with that drive up the cost of housing, the infeasibility of housing and provide virtually nothing for the constituents. We've heard a lot from our development department that one of the reasons it takes nine months to get something approved is we have a lot of conflicting ordinances that

[11:34:58 AM]

are confusing, difficult or impossible to comply with. Our engineers that do site development plans, civil engineers that have been working in the city for 30 years routinely come in and say, you know, I've had this routine engineering practice that I use for 20 years. Suddenly staff says that it doesn't comply with ordinances. So we hire new people to come in to try to navigate our complex ordinances and new people look at it differently and start to flag things that have been approved for 20 years. This kind of confusion is really our fault as a council that causes our housing development to be infeasible and unaffordable. I think we should take a completely different direction. We need to fix -- immediately fix our code confusion that adds costs and provides no benefit and then sell to private developers and that would lead to market housing which is the only kind of affordable housing there is. >> Mayor Adler: Further discussion? Ms. Houston. >> Houston: Thank you, mayor. I actually in part agree with councilmember Zimmerman. There may be some parcels of land we could look at selling. I think the independent school district is doing that as well as perhaps the county will be looking at that. But I also know that the only way that we are able to achieve the kinds of affordability -- I hate that word, the kinds of housing where people who are just regular joes and Janes can afford to live in. The people who are bus drivers, cafeteria workers, the people who work at night when we're gone home to sleep. We're going to have to do it on publicly owned land. That's the only option for us to keep the cost low. And so I think you can do both, but I think at this moment we're talking about how to use the property that the city has, property that the school district has and the property that the county

[11:36:59 AM]

commissioners have to be able to build more housing that people who work in those agencies can actually live in. And I understand and thank you, councilmember Gallo, for remembering about the transit because that is an issue. And we also have to remember that we need to disperse that we have publicly owned land throughout the city and we need to look at not just putting it in the same old places we've always put it but dispersed throughout the city so I appreciate you remembering that. >> Mayor Adler: Okay. Mr. Casar. >> Casar: I'll be supporting this and keeping my comments brief. I do think that to a -- I always appreciate councilmember Gallo bringing up the need for affordable housing in that part of town. I think it's a great thing that you bring up and I'd like to support you when you say it. But I do

think that the criteria laid out here isn't necessarily exhaustive. What's that the resolution is intended to do. And I think while there may not be as much transit, the opportunity map gives a leg up to areas like district 10 and so I hope that this criteria just provides staff with some general direction but enough flexibility to bring back all different kinds of tracts. And I would be really supportive of us continuing to look for places, you know, west of mopac and where we have not enough of that kind of resources. Thank you for bringing it up and I'll support the resolution because I do think it does provide that level of flexibility and I wanted to say that just for the record because I expect that it will. >> Mayor Adler: Ms. Garza, then Ms. Kitchen. >> Garza: I just wanted to speak to some of the cap metro comments because you're right in concerns about limiting affordable housing to where cap metro has service, but I want to give some context as

[11:38:59 AM]

board members what we've learned on cap metro and that is what has happened is an affordable housing site or a county building gets put out somewhere and then that facility comes to cap metro and says we need bus service out here. You know, why did you put a affordable housing housing or county building out here, we need bus service out here. So that has essentially created these routes that have very, very, very low ridership. And yes, it's important, but it has made our entire bus system less efficient because when we're taking those buses -- I've learned so much being on cap metro, when we add buses to other routes that have really low ridership, we're taking buses off the corridors that -- where we could provide more reliable, more frequent service. And so that's why I really learned that we need to put the most opportune places are places where we already have bus service, and unfortunately it is in the core, it is closer. And we're dealing with that as a board right now looking at this new transit -- transit system is you have to make some tough choices and I was speaking to one of our jps, one of the proposed cuts is to her JP court. And she's concerned and so as you know when the county put that building out there, there was no bus service out there and she would see families on strollers walking down 71 with no sidewalks. So now that route is proposed to be cut and, of course, that's a concern, but I just wanted to provide some context of what -- what -- the decisions the board has to deal with. And when we have sprawl, it makes our bus system less efficient because we can't -- instead of having those buses on frequent corridors, we have them going places where our ridership is not high. And essentially we subsidize

[11:41:01 AM]

those riders even more. I just wanted to give some context. [Applause] >> Mayor Adler: Ms. Kitchen. >> Kitchen: I also wanted to provide, first off, to thank councilmember Gallo for bringing up that issue. That's a very important issue. We have to figure out how we're going to get housing throughout the city. We've talked about that. And we also have to consider wherever we're looking at affordable housing how it connects to transportation and jobs. It may not connect to a bus route, but there may be other types of transportation. And we have to look at that throughout the city. So I think that's the intention here and it's very important to continue having that conversation. I also just wanted to -- with regard to the connections 2025 plan, those -- it's proposed at this point, it is not the board -- the board has not --

cap metro has not voted on it. I bring that up each time because people -- people tend to say this route or that route is going to be cut. Well, no, no decisions have been made at this point. The other thing is that we did ask to put the connections 2025 briefing on I think it's the November 1st work session so we'll have an opportunity for all the city councilmembers to hear from cap metro on the proposed plan and I know that will be very helpful to me and I'm sure to councilmember Renteria and Garza to hear y'all's feedback on that. >> Houston: Mayor? >> Mayor Adler: Ms. Houston. >> Houston: Thank you. I think this is a great conversation to be having and one that we as a council need to have regarding the policy that we articulate in imagine Austin, that Austin needs to be a compact connected city, yet we continue to annex further out into the Travis county and the E.T.J. And we have no transit that goes that far and the people who we

[11:43:03 AM]

place in those affordable housing units don't have any way to get into town. So I think it's a broader conversation that we need to be having about our annexation policy and how we're going to keep Austin a compact, connected community if we're only going to be compact and connected in the urban core as we continue to annex areas and push people further and further out. So I think that's a conversation that is -- needs to be had. I think it's an oxymoron at this point to say we're compact and connect because we have people that are living so far out there is no transit and there never will be transit because some of those areas are too far. There's not enough rooftops out there. I think that's something we as a council need to have a conversation about. >> Mayor Adler: Mayor pro tem. >> Tovo: The last -- I want to make one additional change and I think I spoke to this earlier. In -- I think the easiest place to look would be in councilmember kitchen's amendments, suitable for development as affordable housing, mixed use housing and emergency shelters. I neglected to have the phrase "Live work" in there so I would like to add live work space. We did have a conversation with regard to winnebago lane, which may offer a great potential for a live-work space. And I think, mayor, that connects with some of the language that you added to the joint resolution and also it relates back to the music omnibus of really trying to find ways that we can respond to the challenges that our creative class are having of looking for work space that can be studio space and others. >> Mayor Adler: Would you add that after mixed use and live-work housing developments? Where would you put it? >> Tovo: Affordable housing, live-work space, mixed use housing developments and emergency shelter just as additional clarification to staff, this

[11:45:04 AM]

isn't language I'm adding, I'm just providing this for clarification. As they move forward in identifying parcels that might meet those, I think it would be great to hit that range. You know, what would be a parcel or two that would be particularly appropriate for emergency shelter, what would be a parcel or two great as mixed use development, you know, same for each of those four categories. With the remarks Mr. King made earlier in mind. As we think about financing, it is really important to me that we not have another project on publicly owned land that is not at deep levels of affordability. Those are our deep levels and I hope that is embedded in this process that we are aiming for the lowest levels of

affordability. >> Mayor Adler: The suggested amendment from mayor pro tem, after affordable housing in the first paragraph, the kitchen amendment that was adopted, it would say affordable housing, then adding live-work space, and then continuing on, mixed use housing developments. Any objection to including that into the base motion? Hearing none, it is. Any further discussion on the base motion? Then we'll take a vote. Those in favor please raise your hand. Those opposed? Mr. Zimmerman voting no, the others aye. Mr. Renteria and Ms. Troxclair off the dais. Item 7 is the matter that councilmember Renteria has asked us to put off for a week. Is there -- there were two speakers. They both have indicated they don't need to speak. Is there a motion to postpone, Ms. Houston. A second? The mayor pro tem. Those in favor of postponing please raise your hand. Those opposed? Unanimous on the dais with Renteria and troxclair off. That takes care then of all of the items that we have that we

[11:47:05 AM]

can address at this point. Item number 39 we're going to be passing because there are no executive session items. We do have at noon citizens communication, which we will do here. We'll take a little break for 12 minutes. We'll do citizens communication and then we will recess again until 4:00 because we can't take up any of the remaining items until that time. So we'll stay in recess until noon.

[12:02:28 PM]

>> Mayor Adler: We'll go ahead. It's a minute or two after noon. We have citizen communication. We had three speakers that wanted to speak consecutively. Browning Hensley and Hensley Anaheim going -- I'm going to call those speakers last. Carol Anne rose Kennedy. Is she here? Yes, she is. >> [Inaudible] >> Mayor Adler: You were, but we moved number 1 down below to the end because they want to go with a few other people, a couple other people. >> Good morning. I'm going to borrow somebody else's song today because it shows my appreciation and gratitude for all that y'all have done in Austin, Texas, America, and the world.

♪♪ Did y'all ever know that you are my heroes, and everything I want to be ♪♪

♪♪ well I could fly higher than an eagle because y'all are the wind beneath my wings ♪♪ [singing]

[12:05:15 PM]

Thank you all for serving. I'm really grateful. >> Mayor Adler: Thank you. >> That's interesting more interesting than that boring stuff, thank you all for serving. And good luck to the five of y'all that are being re-elected. [Applause] >> Mayor Adler: Carlos Leon. Susan Morgan is on deck. >> Carlos Leon in Austin, Texas, October 13, 2016, to speak what's right. [Speaking in Spanish] First and foremost -- [speaking in Spanish] -- For discernment. Trump's statements and actions sexually pursuing women outside of marriage were wrong per god's word. However, hypocrite Hillary threatening and discrediting women her husband raped per their testimony to silence them, to protect her own interests is pure evil. Bill allegedly forced himself on women to physically rape them. Then Hillary forced herself on them to emotionally and psychologically rape them. To permanently victimize them so they never get off their backs. That's domestic violence against women. Document on screen. And Hillary

refuses to recognize Donnie Williams, her black stepson who bill fathered more than 30 years ago in Little Rock per Williams public testimony which CNN refuses to cover.

[12:07:17 PM]

Camera on me. Trump is human, pro America and pro life. Hater Hillary is anti-human, anti-america and anti-life. That's why as secretary of state four Americans were murdered in Benghazi and she lied to us about why. And said what difference does it make. Because her illegal, unsecure email server sabotaged America's security at home and abroad, she should be in prison. And she accepted the Margaret Sanger award saying how much she admires that satanic eugenecist who berthed planned parenthood to sterilize black people, to weed them out of existence doing so by abortion today. Therefore, it's Hillary who is not fit to be president. In solidarity with my fellow readneck deplorables to make America great again. In Jesus' name I pray, amen. Thank you, lord. God bless Texas and the united States of America. [Buzzer sounding] >> Mayor Adler: Susan Morgan. And after Susan Morgan, it will be Gary Wilks. >> Hello, council, mayor. Susan Morgan, president of the town lake neighborhood association. Our work is to protect the urban core neighborhoods along with the Austin neighborhood council. We have a lot of disputes you have to have before the

[12:09:17 PM]

battles turn into a win, a loss or a draw. I would hope to work for a win-win. I'm a Navy veteran, retired defense department, civil servant, and working in the public sector has its unique challenges not unlike wrestling with the city hall powers. I read an article in the federal times last week entitled nasa working to redirect asteroids. I thought, wow, if nasa can do that, certainly we as a neighborhood force can redirect city planners to actually plan for the future of innercity neighborhoods. We must have our voices heard on issues like the villas that was to come to you on this morning's agenda but now is moved off a week, and all the issues yet to come regarding the massive wholesale CBD development of our neighborhood. The villas covenant issue was leveraged for us to be heard, as is the city-owned parking circle on the corner of Lampe and east avenue that the next door developer wants it to increase his floor to area ratio. Without developer request for variances like these, we have limited, if any, platform to object to the uncontrolled, unplanned demand on our area infrastructure. The downtown Austin plan is the closest we have to a plan. The problem is no action was ever taken to maintain that plan. And let alone implement the essential elements of what is in the dap. We will take all opportunities to address the city on the many issues which require implementation to plan, program and budget for the

[12:11:18 PM]

future of our urban neighborhoods. We have a great deal of work to do as a neighborhood to influence the city council to redirect asteroids. Thank you. >> Zimmerman: Mr. Mayor? Gary Wilks told me he is not going to be here. >> Mayor Adler: I understand Gary Wilks is not present. Asad halai also is not present but I want to call both names. The next speaker would be Quiana Canada. Is; here? Then the next speaker would be Kent browning. >> Hello, my name is Kent browning. I want to thank you for the

opportunity to speak to council today. I'm a member of the friends of the Emma long motorcycle park and the trail steward for the Austin ridge riders mountain bike park. Our park is being threatened and we're seeking solutions that are win-win. We want to make them workable for everyone. 34% of the riding areas that we have built and maintained for 45 years have been closed using reasons that do not stand up to scrutiny. Here's an example of one of those reasons. The bcp staff said mountain bikes and motorcycles are harming the warbler. We've audited the 2010 through 2014 city of Austin warbler data. All of that data supports that the birds, the warbler, are average within our park in almost every parameter. An average with respect to other bcp, city of Austin tracts. The tract chosen by the preserve as most comparable to

[12:13:19 PM]

the motorcycle park is consistently worse than average. To put that in more direct terms, the tract that is closed to the public is worse than average with other city of Austin tracts and the tract that is open to open public recreational use including motorcycle and mountain bike use year round is consistently better than average with respect to the comparable tract. We've requested supporting information and the 2015 warbler data from the staff. Staff has even gone to the Texas attorney general to prevent us from getting copies of the 2015 warbler data. Here's another example. The bcp staff says we're causing erosion. Compare our park with every -- with other public parks in Austin and it's clear our park is better than average. Erosion is happening everywhere all the time. After visiting the grand canyon, palo dura and more I can verify erosion. We find that misleading. Since we've not been allowed to address this at the bcp level, I'm requesting to be an agenda on city council in the near future. To be clear, I'm not against the birds. I'm not against the preserve. We think the balcones canyonland preserve is doing good things for the city of Austin and Travis county. We are having a problem with the bcp city of Austin staff and we need your help to address those. Thank you. >> Mayor Adler: Thank you. >> Zimmerman: Thank you for being here. I want to express my support for what you're trying to do. Make sure you communicate with my office, district 6 has as much open space as any other district in the city. So I hope you find some success.

[12:15:21 PM]

Do you have a resolution prepared yet that you'd like to . . . >> We do not. >> Zimmerman: I'm going to ask you to work with my office to get a resolution we can put on the council message board. >> We look forward to doing that. >> Zimmerman: Thank you. >> Mayor Adler: Ms. Gallo. >> Gallo: I just wanted to say, in district 10, we appreciate the time that you've taken to talk about this and make the council aware of the issues. Thank you. >> Mayor Adler: Thank you. Don Hensley. >> I thank each and over one of you deeply. >> Mayor Adler: Can you pull the microphone up a bit? >> Can you hear me now? >> Mayor Adler: I can. >> Is that better? Okay. I'd like to thank you deeply for giving us the chance to speak. I know you guys have a lot of things to cover. My name is Ron Hensley, a member of the friends of Emma long motorcycle park, a shining example of what can be achieved when the city government and the stakeholders collaborate. In the '70s, motorcycle riders needed a place to ride and the city responded by dedicating the land, provided the stakeholders would do all the work and the park would

become a public park. So in 1972, the park was opened to the public as a motorcycle park. In '95, mountain bike riding was successfully incorporated and those stakeholders have likewise proven to be passionate, responsible, and highly collaborative. Austin parks and city government even hosted a formal celebration recognizing the unique park and highlighting the stakeholders' strong collaboration. In '96, the same officials protected the status of our park by demanding that the existing

[12:17:23 PM]

use be included, grandfathered if that land were to be added to the canyonland preserve. For 20 years following the creation of the bcp, the use of the park remained unchanged. And after 45 years of riding, the bcp data itself indicates that the park provides better than average -- for the population. Around '99, the stakeholders brought in a \$100,000 grant, and after that, the district supervisor of the park department brought in another \$200,000 federal grant. So in short, our park has been a tremendous success. It's truly remarkable. And it is uniquely Austin. The stakeholders absolutely treasure it and are extremely vigilant about maintaining it. Visitors come to the park from all over the globe and are complimentary. Why am I here today. Despite this past wonderful history of collaboration, the stakeholders have found themselves immersed in what we think is an opaque environment. Information obtained via the freedom of information act has made it painfully clear the current bcp staff has been effectively blocking our voice while repeatedly misrepresenting the facts to you and to us. The net result has been the closing of approximately a third of the park's best riding area under false pretenses and it has virtually destroyed the trust required for continued collaboration. [Beeping] >> Mayor Adler: Thank you very much. You can finish your thought if you want to. >> I'm sorry? >> Mayor Adler: You can finish your thought. >> We need your help. We request that our case become an agenda item with this city council so that we can address legitimate bcp concerns based on

[12:19:24 PM]

facts and continue enjoying the park as it was created. >> Mayor Adler: Thank you. >> Thank you. >> Mayor Adler: The last speaker we have is Tomas. >> Thank you. Hi, my name is Tomas pantin, mayor, city council, city management, and my friends, I started doing motorcycles at age 60. The status of the preserve has closed the heart of our park, and we're here respectfully requesting that our case becomes an agenda item with this council. The motorcycle park is a 45-year-old Austin institution that three generations of stakeholders have enjoyed, created, and maintained. This park was already 26 years old before the canyonland preserve was created. In fact, the preserve foundation document required that the motorcycle use continue to be grandfathered in. This use has not changed since the city of Austin and U.S. Fish and wildlife included it into the preserve. Its use has stayed exactly the same. For 3 1/2 years we have endured false persecution from the management. Once we proved one campaign to be false, bcp comes up with a new one. And also, staff is not only able to do false testimony, but they have used their connections to stop us from defending ourselves. We have hard proof of that. That's a terrible combination when staff can make misleading allegations and then stop you from defending yourself. We, and our families, are good people. After 45 years of riding, we have kept better than the average population, and paradoxically, the motorcycle park is in much better shape than Barton creek, green

bell, and bull creek. And currently much prettier. I can show you pictures. So we keep such an excellent park that we have received two very large grants from the federal government, especially

[12:21:25 PM]

for motorized recreation in nature. We are legal, we keep a better park, we protect, we find ourselves at the mercy of personal agendas instead of the true facts. We feel that such an established park deserves issue attention. You have received over 600 endorsement letters. Now we have delivered two reports and a video, also on the thumb drive. Respectfully, we request that our case becomes an agenda item with this council. So we cannot rest bcp concerns based on true facts, and continue the use of our park as it was agreed. Thank you very much. [Applause] >> Zimmerman: Thank you. Thank you, Mr. Pantin, for being here again. And I want to commit to helping you and just for the record, I did not write your speeches. [Laughing] >> No. >> Zimmerman: It sounds so much like me, but I didn't write them. I appreciate your work. >> Thank you. >> Zimmerman: And I want you to commit to seeing this through. Thank you for being here. I look forward to getting your resolution and getting that started. >> Thank you very much. Thank you. >> Mayor Adler: All right. That concludes, then, citizens communication. We'll be back -- we're going to take a recess until 4:00, which is when we're noticed for the public hearings. See you all then. The time is 12:22.

[2:04:20 PM]

[recess]

[3:16:38 PM]

[Recess]

[4:07:56 PM]

>> Mayor Adler: All right. Let's gear this back up. 4:00 agenda. Do you want to take us through the public hearings and resolve the ones that are being postponed? >> Yes, mayor and council, Greg Guernsey, planning and zoning department. I'd like to run through three postponement requests on your agenda. The first is item no. 46. This is regarding a public hearing and consider ordinance to the Texas gas service proposal, to increase customer rates. Staff is asking for a postponement of the item to your November 3 agenda. That's item no. 46. Do you want me to read the other two? >> Mayor Adler: Yes. >> Item 47, this is a public hearing considering an ordinance amending the city code, historic landmark commission review and demolition application for structures that are 50 years or older and dedicated to certain civic uses. Staff is requesting a postponement of this item to your November 10 agenda, November 10, and then item no. 48, this is to conduct a public hearing and consider an ordinance approving a project consent agreement waiving provisions of a city code title 25, to incentivize preservation of a 41-acre tract at 2636 bliss spillar road, located within the Barton springs zone and allowing construction of a commercial development on 12.08 acres located at 12501 Hewitt lane in the city's desired development

zone. The applicant is requesting a postponement of this item, no. 48, to November 3. >> Mayor Adler: That was 46, 47 and 378? >> That's correct. >> Mayor Adler: There were three people signed up for 47. Let me call their names. Gus Pena, John Roberts, gaifd king. Okay. Is there a motion to

[4:09:58 PM]

postpone postpone the three items, 46, 47,ing 48. Mr. Zimmerman moves, Ms. Gallo seconds. Those in favor of postponing please raise your hand. Those opposed? It's unanimous with Renteria and troxclair and Casar off the dais. >> Thank you, mayor and council. At this time I'll turn it over to my annexation staff and they'll introduce themselves as they come up for items 40 through 45, and I'll note just for the record, item no. 41, which dealt with the holt cat annexation, that item has been withdrawn and was noted last week. It's only on the agenda because it was moved to this date because it was a set item to this date. So item 41 has been withdrawn, and I'll pause and turn it over at this time. >> Mayor Adler: So 41 is withdrawn. That leaves us then just 40, 42, 43, 44 and 45. We have citizens signed up for just one of those, no. 43, and just three citizens. All right. Do you want to take us through these? >> Yes, sir. Good afternoon, mayor and council, my name is Dee Dee quinnelly from the planning and zoning department. This is the second of two public hearings for the following set of full-purpose annexation areas. Items 40 through 45. Council will not be taking action at this hearings but will need to close each hearing individually today so that these items can be taken up at a future council meeting on November 10. Staff is recommending these for your -- consideration, based on the council adopted imagine Austin comprehensive plan which reflects the community's values on annexing land when it is advantageous for the public good. The tools needed to balance orderly growth and development, municipal -- and the needs of our residents. Annexation of properties

[4:11:58 PM]

located adjacent to the city residents allows to expand land and development regulations to properties located in the city's E.T.J. Or extraterritorial jurisdiction, expand the tax base, the cost of services that benefit both city residents as well as residents in surrounding areas, provide municipal services to developing or urbanizing areas, especially areas that can already be receiving some city services, and were full -- where full municipal services can easily be provided without impacts to city taxpayers. By expanding the territory subject to city ordinances, regulations and codes, annexation improves the city's economic base and enables the city to implement imagine Austin, whereby managing growth and new development. Upon annexation the city will provide full mubl until services to each of these areas. A copy of the service plan for each area is available on-line in the agenda backup for each item, and I brought copies along this evening, or we're happy to always send a copy to anyone who's unable to attend these meetings. In compliance with statutory requirements the draft service plan for each area includes three main components. The first, the early action program, which includes services that will be provided in the area commencing on the effective date of annexation. Including services such as police and fire protection, emergency medical service, solid waste collection, and the operation and maintenance of infrastructure, water, wastewater facilities, roads and streets, street lighting and public parks and playground. 2, the additional services section, which includes those services not required by

the state law, but available citywide, such as watershed protection and development review, use of city libraries, health & human services benefits, clean communities antilitter services and finally no. 3, the capital improvement program section where we would include any information about any capital improvements necessary to provide municipal services to the area. With that I'll begin with item 40 on your agenda. The entrada area includes

[4:13:59 PM]

approximately 246 acres in northeastern Travis county, south of wells branch parkway at the intersection of Immanuel road and crystal bend drive. It's contiguous to district 1. The area is currently in the city's E.T.J. It's adjacent to the city's full purpose jurisdiction on its southeast and south-southwest sides. This area is undeveloped and includes the entrada proposed subdivision and 842 small lot single-family home project with two commercial lots. Entrada is adjacent to the cantarra single-family subdivision which was annexed in phases between 2007 and 2015. And the dessau business park which was annexed in 2012. So why is this in the city's best interest? Annexation of this area brings anticipated business and commercial growth, extending city services and regulations to ensure and improve public health and safety, completing full service annexation prior to build-out provides the advantage to prospective home buyers of a more accurate estimation of property taxes prior to purchasing homes in the naind. The city will provide full municipal services to the area as described in the service plan, copies of com are available today and this concludes the staff presentation for item 40. >> Mayor Adler: There are no speakers signed up to speak. Ms. Houston? >> Houston: I move to close the public hearing. >> Mayor Adler: Move to close the public hearing. Is there a second? Mr. Zimmerman seconds. Ms. Houston? >> Houston: I have a question for staff, please. Please help me remember that we closed the public hearing, we will take a vote on the 10th of November. At that point I can ask for an appointment to ask staff, city staff and county staff and the property owner to work out any last-minute kinks inches is that correct? >> Yes, that's correct. >> Houston: Okay. Thank you. >> Mayor Adler: Okay. We'll take a vote. Those in favor of closing public hearing please raise

[4:15:59 PM]

your hand. Those opposed? It's unanimous on the dais with approximate Claire and Renteria off -- troxclair and rent Rio off. >> Item 42, the Malone preliminary plan includes approximately 40 acres in southwestern Travis county, one-half mile south of the intersection of west slaughter lane and slaughter creek drive and bounded by bilbrook place to the east, it's contiguous to district 5. Currently in the E.T.J., full purpose jurisdiction on the northern and eastern sides. It's undeveloped and included the proposed Malone preliminary plan which will include brother 170 single-family tracts. Annexation of this area brings anticipated residential growth into the city limits, extending city services and regulations to ensure and improve public health and safety, completing 23u8 3ur7 annexation prior to build-out provides advantage to prospective home buyers of a more accurate estimate of property taxes prior to purchasing a home in this enabled. The city will provide full municipal services to this area as described in the service plan, which are here today, and this concludes the staff presentation for item 42. >> Mayor Adler: We have no citizens that are signed up to speak. Ms. Kitchen. >> Kitchen: I'll move to close

the public hearing. >> Mayor Adler: Is there a second to that motion? Mr. Zimmerman. Any discussion? Those in favor, just raise your hand? Those opposed? Unanimous on the dais, troxclair and Renteria off. That's to no. 43. Do you want to lay that out? We have some speakers signed up. >> Yes, sir, item 43, the Mooreland addition area includes approximately 34 acres in southwestern Travis county at the intersection of manchaca road and Mooreland drive. It is contiguous to council district 5. It's in the E.T.J. Adjacent to the full purpose jurisdiction on the northern, eastern and southern sides. Existing land uses in this

[4:18:00 PM]

fully developed area include commercial office and developed spaces along with a 1960s subdivision along with 65 single-family homes. Why consider annexation of this area and why now? The Mooreland area is adjacent to the smithfield fate barker annexation consideration which is item 44 on your agenda today. I'll present that area in a minute but I want you to note that annexation of that area, smithfield fate barker will result in the Mooreland addition being completely surrounded by the city's full purpose jurisdiction. Annexation provides residents and business owners of the Mooreland addition a voice in city elections and public processes that are impacting and shaping their community. It also brings residential and commercial development into the city limits, extending city services, and improves public health and safety. The city will provide full municipal services to this area as described in the service plan. Copies of which are here today. And this concludes staff presentation for item 43. >> Mayor Adler: Okay. I'm to call folks that have signed up to speak. Carmen Arispe? >> Good afternoon. Thank you. Good afternoon, Austin city council members. My name is Carmen Arispe. I am here to talk about the (indiscernible) Against annexation for 32 acres, and extraterritorial jurisdiction in the Mooreland estate. I have lived in this neighborhood of Mooreland estate for 52 years, and I have been very happy with the Travis county district. My neighbors and I feel we do not need to be part of the city of Austin following reasons: We're satisfied

[4:20:01 PM]

with the current utility companies that serve us in our area. We're also satisfied with the current water provider, and we're opposed to use of our propane fuel sources. We do not need most of these amenities promised from the annex. We do not need unnecessary upgrade make existing fixtures that are already just fine. We are very happy -- well, I am, with low property taxes outside the city of Austin. Most of my neighbors and I have been with the pedernales electric company and aquatexas water company for decades. The services that have been provided over the years have been phenomenal. Additionally, these treatments and payment programs for the elderly have been very helpful for those of us who are on fixed income. Also, having this opportunity to fuel sources like propane has always been a convenient -- convenient at our enjoyment having. Sidewalks and speed bumps are nice, comfort to have, but it's not necessary -- it's not necessary -- we have not -- oh, excuse me, we have been without them from the beginning and there is no need to install them now. As well, we would not want to be held responsible for the costs and the repairs of water lines and gas lines and sewage tanks and et cetera when they're already working just fine. In my opinion, it would be a waste of resource and money

for both the residents and the city, especially if

[4:22:02 PM]

we're asking for this annex. Finally, Austin has become the most fastest growing city in the county, and that comes higher taxes. Living under Travis county has shielded us from the taxes high in the city of Austin that has endured over the last decade. My neighbors and I do not acquire that burden. So I ask the city council, please, leave Mooreland estate alone and let the neighborhood stay with Travis county district. >> Mayor Adler: Thank you. >> Mr. Mayor? >> Mayor Adler: Yes. >> I want -- I'm council member Ann Kitchen, and I represent the area that surrounds your area. So I want to thank you for being here and let you know that my staff will reach out to you. We'd like to talk with you more. >> Thank you. >> Mayor Adler: Thank you very much. >> Thank you. >> Mayor Adler: Okay. The next speaker signed up is Robert Stalgado. >> Good afternoon. I agree with everything Mrs. Arispe had to say. We are a friendly community there and it's going to really change things for this annex. Right now I'm neutral. I spoke with these ladies outside, Ms. Dee Dee and her partner friend, about sewer taps, but now we're on septic tanks. I'm on the last street, it's called Mayo Street and there's a big sewer line going through my street, not on the city side, but my street is divided from city to county, and the sewer line is more on the county side. I don't know why. Anyway, I was wondering, our government supplies sewer taps into our yards so we can get off the septic

[4:24:02 PM]

tanks. Well, mine is already -- the sewer line is already there, it's 12 feet deep, and I've been calling the taps people and I can't get an answer or them to call me back. And eventually it's up to them to decide if they're going to provide sewer taps and get us off the septic tanks. That's what I'd like to know and I can't get an answer. I already signed up to talk, that's why I decided to mention it to you all, and I know that they're going to leave the same water wells and that was my main question with the sewer lines, sewer taps, get off the septic tanks, and nobody will call me back from the taps -- on the taps. >> Mayor Adler: Ms. Kitchen? >> Kitchen: Thank you for raising this question. My staff is here in the back, and they'll work with you to help you get the answer to that question. >> Okay. Half the street -- there's 11 houses on Mayo Street. Half of them are already tapped into the sewer line. They pay privately for it, and the other half have not yet, because it's a pretty big expense, and we've been holding off, or I have, anyway. So the line is big enough to hold seven more houses. >> Kitchen: Okay. >> Mayor Adler: Do you see the gentleman back here, raised his hand? That's who you should go talk to. >> Kitchen: Thank you very much. >> Thanks a lot. >> Mayor Adler: Thank you. Last speaker is Blane Todd. You can stand if you'd like. >> Thank you. Good afternoon, ladies and gentlemen, thank you for taking the time for letting me speak here today. I would just like to add my -- my comments will be brief. My wife and I have lived in Mooreland neighborhood for a little under two years now and we would like to say that we unequivocally oppose annexation of our neighborhood.

[4:26:02 PM]

I believe affordability has a touchstone issue in the city of Austin for some time now, and quite frankly we opted to not buy within the city of Austin because we can't afford the taxes. Thank you. >> Mayor Adler: Hang on. Mr. Zimmerman? >> Zimmerman: Thank you for being here. >> Of course. >> Zimmerman: Have you looked up what you think your annual increase would be just from the Austin taxes and -- >> So there will be an increase? >> Zimmerman: Well, you would have a new Austin -- city of Austin property tax and you would have fees, maybe additional fees to pay. Has anyone talked about garbage fees? What do you guys do now for garbage collection -- >> We have private, private garbage collection, private water. We have -- we're on a septic tank and we have propane and we use pec electric. Pec has been wonderful, actually. All of our utility providers have provided excellent service. >> Zimmerman: Do you know of anybody in your neighborhood who has requested annexation? >> I do not. >> Zimmerman: Okay. It would be helpful for me if you could find out how many are planning and zoning. Opposed. Is there a petition drive in your neighborhood? You're probably not the only ones opposed. >> No, I know that I'm not opposed -- I know my name who came here and speaks is not opposed. To my understanding -- my understanding of the Texas annexation laws is pretty much a formality and you guys will pretty much, only in dialogue style -- >> Zimmerman: Well, hang on, you're normally right, but last year this city council for the first time in the history of the city voted down a hostile annexation. So it has now happened once in the history of the city. So don't lose hope. Make sure your voices are heard. >> Thank you. >> Zimmerman: Thank you. >> Mayor Adler: Yes, Ms. Kitchen? >> Kitchen: Mr. Zimmerman I will be working with the folks in this neighborhood to see if we can answer their concerns, and thank you very much for bringing this forward. And Ken Craig, who is standing in the back will get in touch with you and we'll see if --

[4:28:02 PM]

>> I do have one additional question for council. Do you guys know if the annexation will takes place before the next council session? >> Kitchen: No, it will not. >> Okay. Thank you. >> Mayor Adler: Okay. Those are all the speakers that we have. Is there a motion to close the hearing? Ms. Kitchen moves. Is there a second? Mr. Zimmerman. Discussion? Those in favor please -- of closing the public -- Ms. Houston? Did you want to say something? >> Houston: I just had a question for staff. The gentleman who was talking about the sewer connections. How much did those cost? Is that included in the annexation plan? >> That's actually something that Austin water, they mentioned the taps department, depending on the distance they are from existing lines. They would either need to submit a service extension request with Austin water or work with the taps for a taps plan, but those fees are assessed through that process. So I don't know those fees, but staff from Austin water, I could see if they could answer that question. >> Houston: Okay. I was just interested. Thank >> Item 44. >> Mayor Adler: Hold on a second. We haven't taken that vote yet. >> Sorry. >> Mayor Adler: Those in favor of closing public hearing on this item, please raise your hand. Those opposed. Unanimous on the dais. >> Item 44, includes 46 acres in southwestern Travis county, which is contiguous to council district 5. This area is currently in the city's etj and on the north and west sides of the tract. This area is about 60% developed with commercial, office, warehouse uses and 40% undeveloped. This undeveloped portion includes the proposed Smith field condominiums, a planned development to include about 100 townhomes. Annexation of this area brings residential and commercial development into city limits,

[4:30:03 PM]

extending city services and regulations to ensure and improve public safety and provides residents and business owners a voice in city elections shaping their community. The city will provide full municipal services to this area as described in the service plan, which the service plans are available here today, and this concludes the staff presentation for item 44. >> Mayor Adler: There are no citizens signed up for this. Ms. Kitchen. >> Kitchen: I was gonna move to close the hearing. >> Mayor Adler: Ms. Kitchen moves to close. Is there a second to that? Mr. Zimmerman. Any discussion in N those in favor of closing the hearing, raise your hand. Those opposed. Unanimous with troxclair and Renteria off. Last item 45. >> Includes approximately 29 acres in Travis county on east Howard lane, approximately 2/10 of a mile west of east Howard lane and Cantara drive, contiguous to council district 1. It's adjacent to the city's file purpose on its eastern side. The area is currently undeveloped and collides a proposed small lot single family subdivision slated to bring 115 homes to the marketplace. Annexation of this area brings residential development into the city limits, extending city services and regulations to ensure and improve public health and safety and provides residents and business owners a voice in city elections and public processes impacting and shaping their community. The city will provide full municipal services to this area as described in the service plan, which are here today, and this concludes the staff presentation for item 45. >> Mayor Adler: There's no one signed up to speak on item 45. Is there a motion to close public hearing? Ms. Houston. >> Houston: So moved. >> Mayor Adler: Is there a second? Mr. Zimmerman. Those -- any discussion? Those in favor of closing public hearing, please raise your hand. Those opposed. I'm sorry on the dais, Mr. Renteria and Ms. Troxclair off.

[4:32:03 PM]

That concludes all of our scheduled business for today. This meeting stands adjourned -- I'm sorry, hold on. What? Mayor pro tem, did you have something? 48 was postponed. We stand adjourned.