

# UPDATE ON CDC BYLAW CHANGES AND RELATED CHANGES IN CITY CODE SECTION 2-1-127



COMMUNITY DEVELOPMENT COMMISSION MEETING

December 12, 2017

Maria Allen, APH Manager



# CSBG TRIPARTITE STRUCTURE - DEFICIENCY

- TDHCA monitoring report issued on April 26, 2016
- Council Action taken to address deficiency effective October 31, 2016
- Reduced number of Community Development Commission members from 16 to 15 in order to be divisible by three and clarified role of the CDC as the required CSBG advisory board

## TDHCA CONCERN AND OBSERVATION

- TDHCA also cited a Concern that the current Mayor of the City of Austin nominates all representatives for the Public and Private Sectors of the Community Development Commission.
- TDHCA also noted an Observation that the CSBG service area is Travis County, and members of the Community Development Commission should be selected so as to provide representation throughout the service area.

## WORKING GROUP AND CDC RECOMMENDED CHANGES

- A Working Group of the Community Development Commission (CDC) met and recommended changes to the bylaws which were approved by the CDC on January 12, 2017.
- The CDC's approved bylaw changes did not include a recommendation for how the City Council would select the 7 members representing the public officials (5 members) or the private representatives (2 members).
- The recommended changes then moved forward to the Audit and Finance Committee for review and approval.

# AUDIT AND FINANCE COMMITTEE

- Austin Public Health and Neighborhood Housing and Community Development reviewed the bylaw changes with Law and the City Clerk's office. Law and the City Clerk's office recommended a process by which the 7 members representing the public and private sectors would be nominated by a committee of the Council.
- The Audit and Finance Committee of the Council met on August 22, 2017. Commissioner Fred McGhee provided additional information about the CDC's recommended changes to the bylaws.
- The Audit and Finance Committee requested additional input from the CDC before the final decision is made on how the 7 members are selected before this change is considered by the full Council.

# OPTIONS FOR CONSIDERATION – PUBLIC AND PRIVATE SECTORS

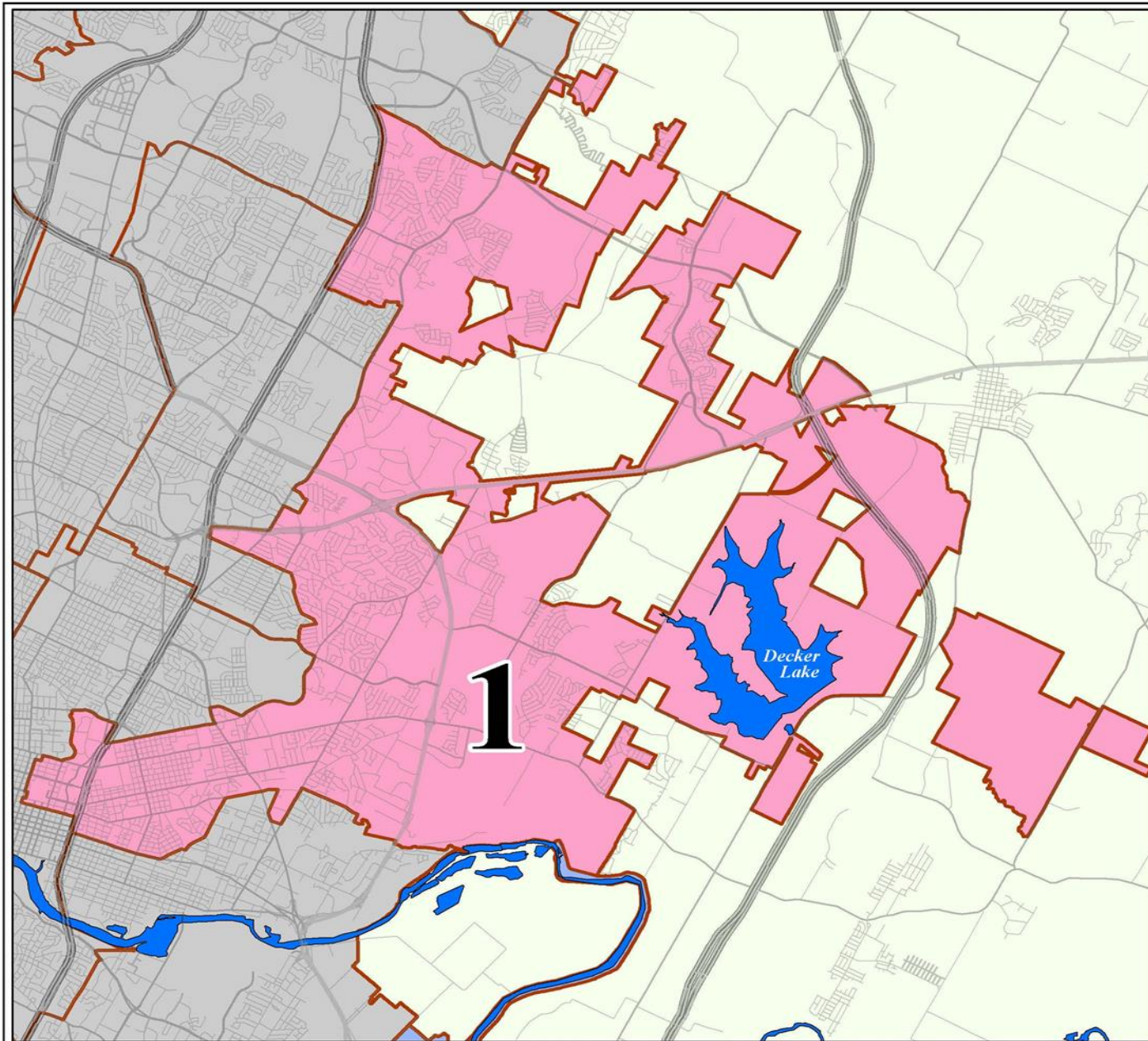
## Option #1 – Selection by Straw Vote

- For the 5 members representing the public sector, the City Council members would draw straws to determine which Council members would appoint a representative to the Commission.
- The remaining 2 members representing the private sector would be nominated by the Mayor.

# OPTIONS FOR CONSIDERATION – PUBLIC AND PRIVATE SECTORS

## Option #2 – Full District Representation

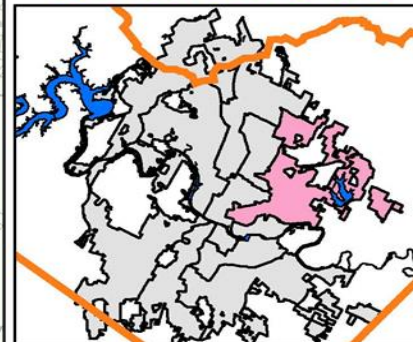
- Currently, the 8 members of the Community Development Commission who represent the low-income areas of Travis County primarily reside in Districts 1 through 4.
- The remaining 6 Council Districts could select one member each, and the Mayor could select the remaining member. These 7 members would be selected to represent the public and private sectors.



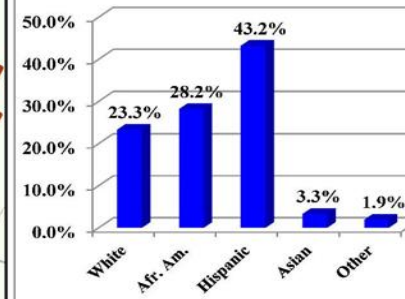
## ICRC Final Plan November 2013

City of Austin  
City Council  
Districts

### District One



District 1: Race/Ethnic Mix



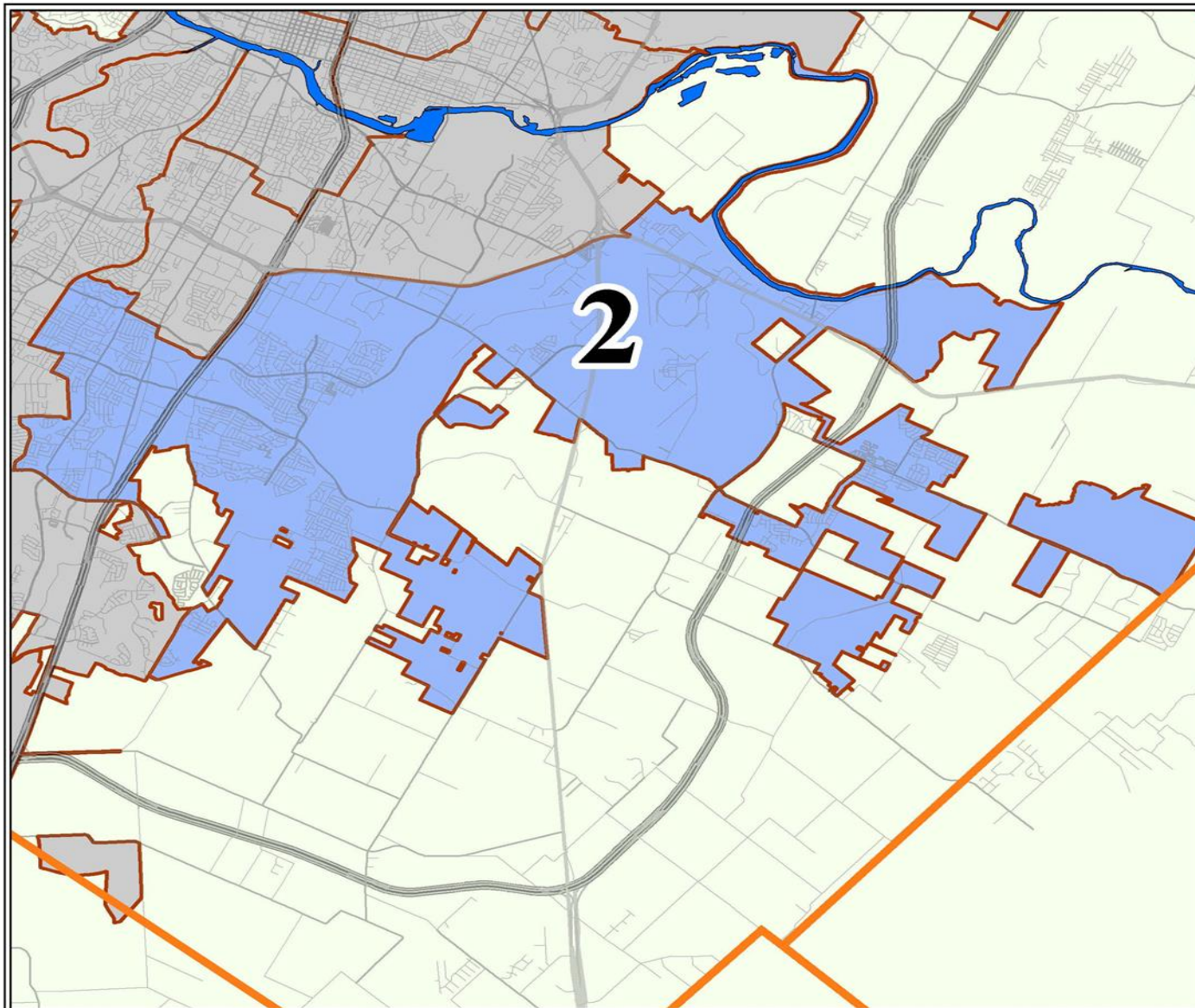
Austin, Texas



Designated  
Geographic Areas:

- Colony Park
- Blackland/  
Rosewood-  
Zaragosa

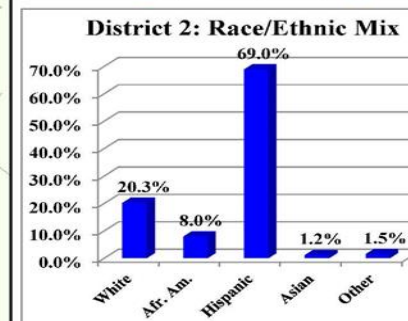
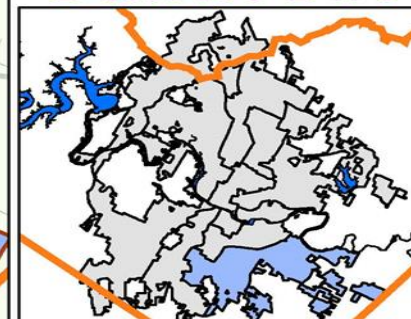




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### District Two



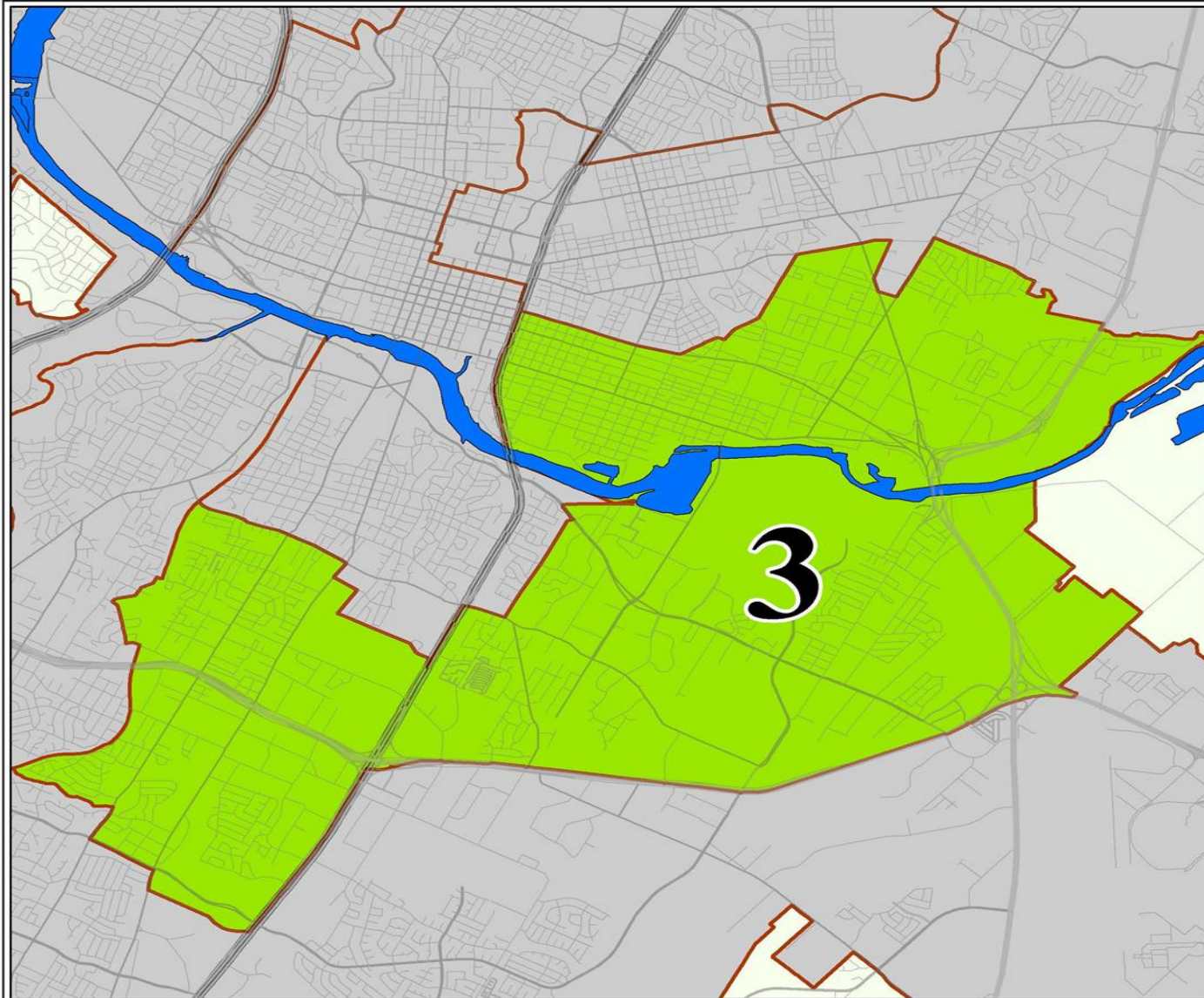
Austin, Texas



Designated Geographic  
Area:

Dove Springs

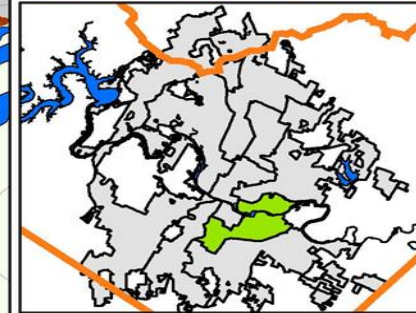




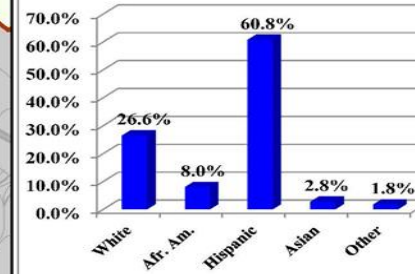
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### District Three



District 3: Race/Ethnic Mix



Austin, Texas



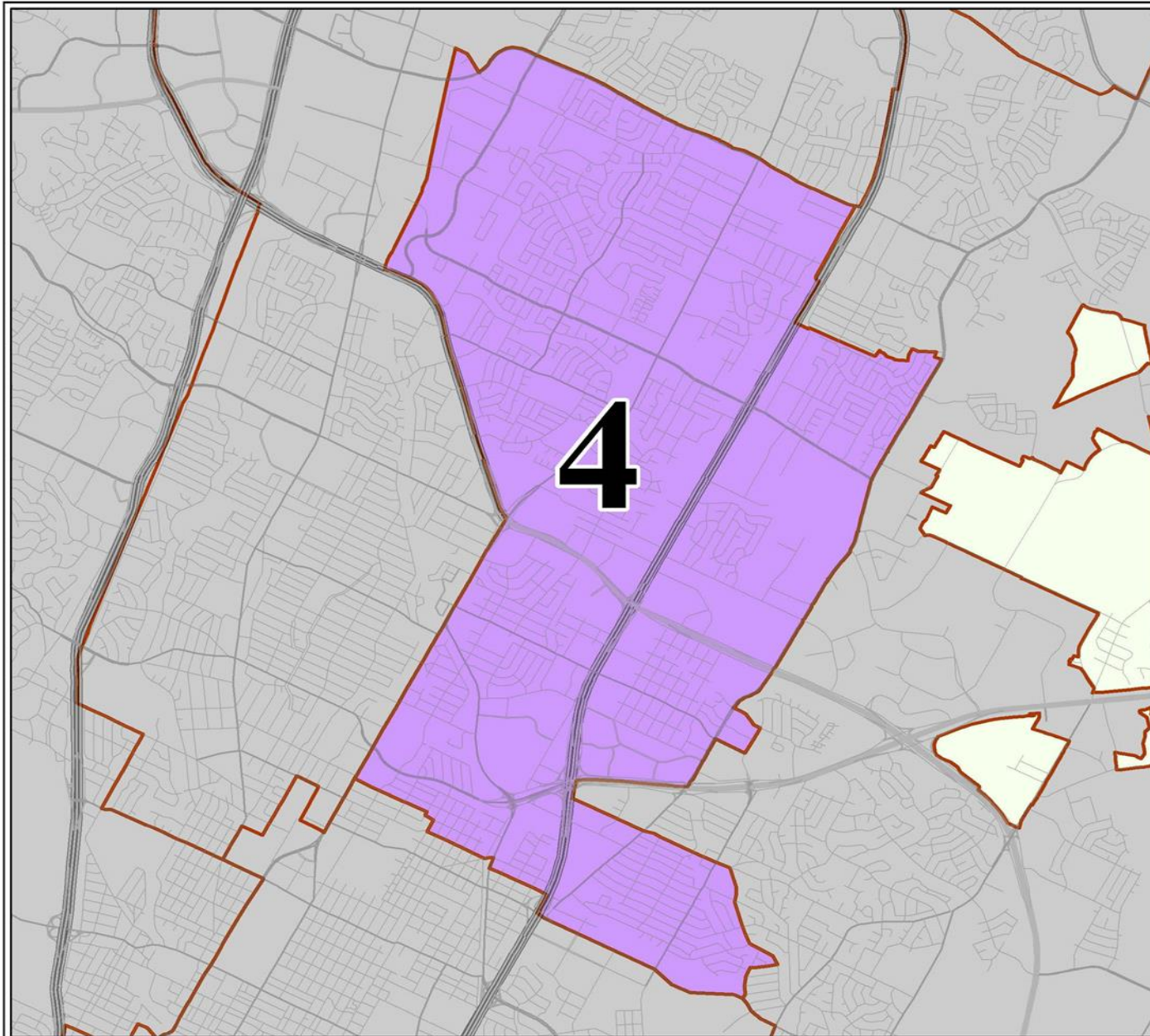
Designated  
Geographic Areas:

East Austin

Montopolis

South Austin

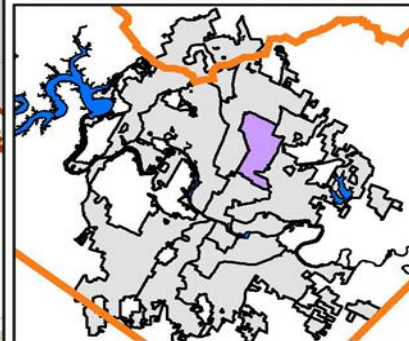




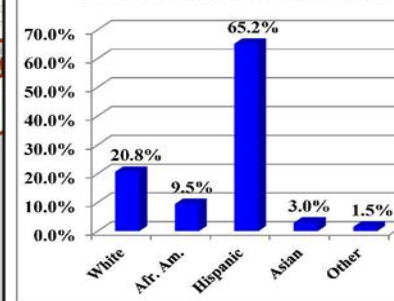
## ICRC Final Plan November 2013

City of Austin  
City Council  
Districts

### District Four



District 4: Race/Ethnic Mix



Austin, Texas



Designated  
Geographic Areas:

North Austin

St. John

## OPTIONS FOR CONSIDERATION – OPTIONS 3 & 4

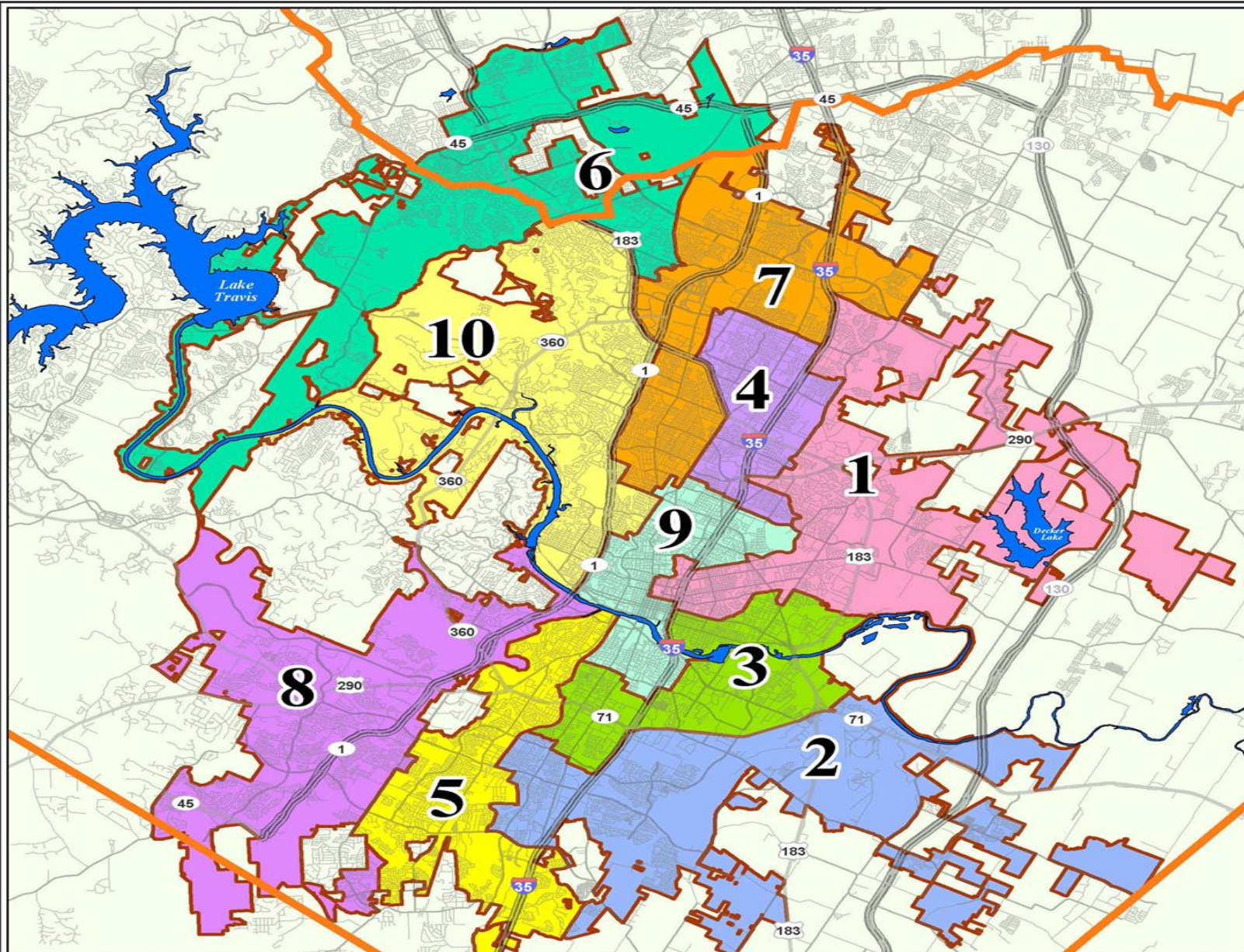
- At the Audit and Finance Committee meeting, two additional options were discussed. They include:
  - Have each member of the City Council choose their own representative – this would mean the CDC would need to increase to 21 members, to retain the 8 members from geographically designated areas, and be divisible by 3. This option would mean that the number of representatives of public officials would be greater than one third of the CDC which would not be in compliance with the tripartite requirements.
  - Have the 7 Council Districts with the largest number of low income persons be able to nominate the members representing the public and private sectors.



**ICRC Final Plan  
November 2013**

**City of Austin  
City Council  
Districts**

**Austin, Texas**



## ADDITIONAL CHANGES

- Current member terms extend through February 28, 2019.
- Once these terms expire, staff is recommending a process for staggering the terms of CDC members. Members would be able to serve a maximum of two consecutive four-year terms (eight years). The 15 members would be split into two groups:
  - Eight will have a term of two years (plus a maximum term of eight years for the two, four-year terms) for a maximum of 10 years
  - Seven will have a term of four years (for a total maximum term of eight years)

## ADDITIONAL CHANGES (CONTINUED)

- To comply with Section 6.212(b)(3) of the Texas Administrative Code, the bylaws would include the clarification that the CDC could recommend removal of the 7 members representing the public and private sectors to Council, whereby Council would make the ultimate decision regarding their removal.
- For the other eight democratically selected members, the CDC could recommend their removal to the responsible organizations representing the designated geographic areas so that a vote could be taken to decide whether that member would be removed.
- Financial Disclosure Statements would be reinstated as an annual requirement for all CDC members to avoid the possibility of a conflict of interest.

# ACKNOWLEDGEMENTS

- Information on the Council Districts drawn from the work of Ryan Robinson, City Demographer.
- Options to consider drawn from the suggestions of Suzanna Almanza, Commission Members, and City Council
- City Staff – Rebecca Giello, Erica Leak, Matthew Ramirez, NHCD  
Sandra Kim and Jerikay Gayle, Law Department  
Jannette Goodall, Deena Estrada, Aaron Mendonsa and Myrna Rios, City Clerk's Office  
Donna Sundstrom, Austin Public Health





QUESTIONS?