

City Council Regular Meeting Transcript – 6/1/2023

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[10:00:18 AM]

Good morning, everybody. I will call to order the regular meeting of the Austin city council. Knell. It is June 1st, 2023, 10:00 in the morning. We are meeting in the city council chambers located at the Austin city hall, which is at 301 west second street in Austin, Texas. We have a quorum present. We do have two people that are joining us virtually, and that's council member alter and council member Kelly. I will do my best to look up and make sure I recognize you also. Feel free to cry out members Luz the order that we will go in today is that we will hear. I'll read momentarily the changes and corrections into the record and then we will hear the consent agenda and the non consent speaker tirz both virtual and in person. We will then go to a consent vote Burt allowing for brief comment from council members. We will then

[10:01:19 AM]

take non consent items, public hearings 54 through 5757 and items 58 and 59 which are associated with public hearings. We will close the public hearings and take immediate action. I'd like to clarify that any at this time that anyone registered to speak on a public hearing and associated items will be heard during the consent. Speaker since we're going to roll directly into those at that point in time, if time allows, we will recess the regular meeting and call to order the Austin housing finance corporation meeting and then the Austin housing public facility corporation meeting. We will hear any speakers that we might have and we will act and we will adjourn each meeting separately. We will hear Noone public comment. We will have live music and then at 2:00 pm we will take up zoning speakers, discussion and action. At this time I will read into the record the changes

[10:02:22 AM]

and corrections as item number seven. Withdrawn item number 34 postponed to June 8th, 2023. Item 36 postponed to July 20th 2023. Item 40 postponed to June 8th, 2023. Item 45 postponed to June eight, 2023. Item number 49. Withdrawn item number 60. Withdrawn an item number 61 withdraw born item number 62 withdrawn and item number 71 should add. Council member Natasha harper-madison as a sponsor. Members we're going to go to the consent agenda, but before we go to those items, one of the items on the consent agenda is item number 35. Item

[10:03:24 AM]

number 35 will remain on the consent agenda, but because it involves a settlement of a lawsuit, we will invite council to from from the law department and outside counsel to come up and give us a brief presentation before we then go to the speakers. Welcome, sir. Thank you. Mayor Watson council members. I'm Tom Forrester. I'm outside counsel retained by the city of Austin, and I'm here today to recommend a settlement on behalf of the city law department and the department of aviation. And that settlement pertains to two lawsuits involving lonestar airport holdings, LLC and the Austin Bergstrom international airport . The basic terms of the settlement are as follows as the city of Austin will pay lonestar \$88 million to resolve both lawsuits, the city will acquire

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and lonestar will release all rights in the south terminal lease agreement. Lonestar will assign to the city of Austin all of its contractual rights under contracts with its contractors. Subtenants other businesses that are under some type of an agreement conducting business out at the south terminal knell in exchange for these terms, the parties will will dismiss two pending lawsuits. Those lawsuits are described as follows. The city of Austin versus lonestar airport holdings, LLC. Cause number C one pb. 2 to 0 01462. And the Travis county court at law number two, the second case is lonestar airport holdings, LLC versus the city of Austin. Cause number one, two, two, CV.

[10:05:30 AM]

00770 in the United States district court for the western district of Texas, Austin division. We have discussed these lawsuits and relevant legal issues with you in executive session. We recommend that you authorize the settlement under the terms I have outlined, and I am happy to answer any questions. Members are there any questions or comments? Thank you, sir. Thank you, members. That item will remain on the consent agenda and we will now move to our first group of speakers. Tirz. They will have the opportunity to testify on consent and non consent agenda items and the speakers that are signed up on zoning items will be called upon at 2:00 pm each speaker will have two minutes. We'll go to the

speakers. Madam clerk, if you'll please begin with the remote speakers. Then we'll go to in-person. Thank you, mayor.

[10:06:30 AM]

First speaker is David king speaking on item 36, which would be the merits of the postponement? Yes. If an item has been postponed, let me just say, if an item has been postponed, that your testimony, you're welcome to continue to make comments, but it will be on the merits of the postponement and not on the substance of the item, if you will. Yes. Thank you, mayor. And I agree with the postponement. I just wish it would be an indefinite postponement. Thank you very much. Thank you. Next speaker is Monica Guzman. Speaking on items 36, 47 and 48. Good morning, mayor and council. I'm Monica Guzman, policy director at Garza lugo Austin. Vamos Austin. First, we thank staff for postponing item 36. Second Garza is opposed to item 48 elimination of occupancy limit

[10:07:31 AM]

occupancy limits can be questioned, but we agree with and support Mario Cantu's concerns and suggestions sent to mayor and council for stakeholder group because there are concerns about the impact of the proposed change. What will be the impact on true housing affordability and the safety concerns regarding excess noise , parking, emergency response and trash collection? The safety concerns will create a domino effect rather than eliminate occupancy limits in one broad vote, leaving serious questions and risks. This should be addressed with stakeholders who bring perspective from those most vulnerable and impacted by occupancy limits and their potential elimination. We thank council member Kelly for her proposed amendment and look forward to working with council and staff and connecting you with vulnerable, impacted residents to ensure their voices are heard. Thank you. Thank you . Next speaker is Paula brown speaking on item 48. Good

[10:08:36 AM]

morning. My name is Paula brown and I support everything that Ms. Guzman just said concerning the current Leslie written proposal. Number 48, with the safety issues, the occupancy issues, when this was studied before it was always put forth and studied by the council and staff. I also support council member Kelly's amendment. Thank you so much. Next speaker is Suzanne pantel speaking on item 72. I support overall the atp proposal for project connect, but I do not support the decision about the bridge location and I don't think that decision was made with legitimate public input process . The staff actually made that

[10:09:37 AM]

decision a while ago because Luz I received communication from them for that to that effect. And they did not release the information that the community needed to participate in that decision and to have a discussion and ask questions about the best location. The staff is not discussing that. There is a gold line included in project connect that will serve the east side of downtown in the future. But if we don't serve the auditorium shores area of downtown with the south first street bridge, that area of town will never receive rail service. And it is important to serve as many areas of town that we can. Furthermore, I think for a \$5 million project, fully at grade it is completely reasonable that we should reach the crestview station in this

[10:10:40 AM]

first segment, the crestview station would add significant ridership and also improve our rating with the federal transit administration. Ann and I just want to say that as a transit advocate, I have been working on project connect advocacy. Since 2007, and it's very important that transit advocates be allowed to participate in a real way in these decisions. Burns thank you. Thank you, mayor. That concludes all of our remote speakers at this time. Switching over to in-person speakers. First speaker is Gus Pena speaking on items seven and 49, eight and 50 and nine and 51, followed by Chris Harris. Julia woods and Daniel Yanez. Mr. Pena, if you're here, please make your way to the podium. Chris Harris speaking on the

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merits of the postponement to item 34. Julia woods speaking on the items, the merits of the postponement for item 36. Daniel Yanez item. 36. David Weinberg. Item 36. Natalie friendly. Item 36. Adrian Macias. Item 36. Bill bunch. Item 36 Mario. Cantu speaking on the merits of the postponement, item 36 and also item 48. For showed by Megan meisenbach speaking on the merits of the postponement, item 36 and also item 48, please come

[10:12:44 AM]

. Please come forward, sir. Thank you. Good morning. Council. My name is Mario Cantu . I want to speak briefly about the south dorms. The amendment that council member Mckenzie Kelly is putting forward about ten years ago, a little over close to ten years ago, I worked on this project with Austin neighborhoods council. One of our big concerns was the amount of individuals that are going to be basically compiled and pushed into one dorm or one area. The ingress egress of emergency vehicles coming into these condos, dorms in an emergency situation was one of the biggest things that we

looked at. Of course, trash coming in disposal , etcetera. Currently right now, our city is what, ten times bigger and ten times more populated. So I called 911 the

[10:13:46 AM]

other day. It was it was good that I didn't need fire or ems in this situation, but it took over 4.5 minutes for me just to get on the line with the dispatcher. Our 911 system is still somewhat broken and needs to be fixed in the council member for this area needs to make sure that we address all these issues before we start adding more and more population because we are not taking care of the 911 system and the first responders are being involved in heavily risky situations where oftentimes ems there, they're being compromised Eid either they're being stabbed, they're being punched, they're being hurt. So there's a whole bowl of soup of problems that we have before this thing gets off the ground. And I ask the council member for this area to really look back and get the stakeholders involved and get

[10:14:48 AM]

get the stakeholders that were involved two years ago into making sure that this thing is safe and that we don't have something like in another country where you have 100 people that get burned up. Thank you. Thank you. If your name has been called, please make your way to the podium and state your name. Hi my name is Chris Harris. I'm the policy director for the Austin justice coalition . Ann. I live in district nine. Good morning. I am here to speak around the automated license plate reader issue. An item I want to first thank those members who have been working to provide additional safeguards around the use of these tools. Councilmember alter councilmember vela. Councilmember qadri. Folks that have been working on this issue , this is a mass surveillance tool with extraordinary powers

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and Eid. It's really important that if this type of tool will be used, that all the safeguards necessary to prevent its abuse are in place. We also need to be capturing information around around the potential vectors for abuse that we've seen in other places where we've seen officers use this tool to try to track people specifically that, you know, their ex girlfriends and wives, where we've seen law enforcement use them to enforce laws that this community doesn't agree with and has deprioritized, if not outright decriminalized. We need to ensure that, you know, even the accidental misuse of it, where people have switched license plates out and now I'm pulling over the wrong car and holding people at gunpoint who don't who have done anything wrong, that we are accommodate Singh and ensuring that as much precaution is being taken to prevent those issues, as well as the fact that

[10:16:49 AM]

we're capturing data so that if it does happen at the end of this pilot period, you all can come back with with open eyes about whether or not to extend. The last thing I'm going to say is there's a real issue here. The public safety committee or commission recommendation says that you all should only approve this if it conforms to the Pio policy around this. Have any of you all seen the Pio policy around this? It has not been posted on this city's website. It has not been posted in any city. Backup the oppose memos are being actively hidden from you in this community. That's wrong very much. Next speaker Megan meisenbach follow by Brian Pio. Followed by Ryan knell. If your name has been called, please make your way to the podium and state your name after Mr. Knell would be Hedrick tucker. Good morning, council.

[10:17:54 AM]

Thank you all for taking up this item. Item. My name is Brian Pena. I'm here on behalf of university of Democrats, west campus neighbor association, Ann and countless students at UT Austin. Item 48 would make a major step forward in giving students another option for affordable housing. Right now, students are feeling their rent go up every single year. You know, I just signed for a couple hundred dollars more than I signed last year. And this is across the board, you know, making getting rid of this, you know, item 48 would really help out students because in the end, a lot of us are making the decision at the end of our four years at UT or however much time we kind of have to make a very difficult decision of whether or not we get to stay in the city that we have made our home, that we have jobs in, that we have lived in for the last several years, or are we going to have to move incredibly far away just to be able to live here because it's just simply not affordable? In the downtown area in the west campus area, students are just as much austinites as anyone else. And all we are asking is for more options for housing

[10:18:55 AM]

beyond the increase. Terribly expensive area of west campus that it just continues to get more and more expensive every year. So I really hope you all consider voting in favor of item 48. Thank you. Thank you. Next speaker is Ryan knell, followed by Henrik tucker, followed by Betsy Greenberg. Hello. My name is Ryan knell. I represent the Austin cooperative business association. I sent you all a letter last night with some organizations in support of eliminating occupancy limits. Item 48, we got another signatory after I sent that email. So I'm having the clerk hand that out to you. All so cooperative housing houses, about 1200 people in Austin. Co-ops are about 50 to 70% of comparables when it comes to rent and also about 80% of them operate above the current occupancy limits that we're discussing. Eliminating so I think a big part of the ability for co-ops to achieve these as

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low rates is because they have a lower shared housing allowance for a lower cost per square foot . You need less appliances and you use lower energy because you share the space. I think it's important to note that this doesn't get rid of occupancy limits based on health and safety standards. And also that this is for basically occupancy limits based on familial status , which might have been suitable in the past when we had much more traditional nuclear families. But the nature of our demographics are changing. You have more single people, you have more people in traditional families. And I think that we need to change the way that we look at how people live together by eliminating this. My personal experience with co-ops is that I moved into a co-op as a sophomore in college and after a very lonely freshman year, I felt that living into this shared housing experience was extremely beneficial and helped

[10:20:57 AM]

me find my place in the world. It reminded me a lot of visiting my extended family in Mexico and I stuck around for 15 years because it's a great deal. In addition to a great social experience. So I hope you all will vote to eliminate item 48 occupancy limits based on familial status and provide more affordable housing to Austin immediately. Thank you. Thank you. Next speaker is Hedrick tucker Shaw, followed by Betsy Greenberg and Jolene kielbasa. Hello, I'm Hedrick tucker. I'm here to speak on item 48 and for the approval of item 48, I have two main points for it. In light that it is the first day of pride month family occupancy has been used across the country to discriminate against lgbtq plus individuals because many queer and trans people reject nuclear, family and I personally am aware and affected by the relationships and friendships I have with people I live with and

[10:21:59 AM]

being very limited on who I can live with. Additionally, I am a housing co-op. I've lived in housing co-ops for ten years in Austin and I work with the acpa and my organization and rosewood community housing where I live and a co-op in east Austin. We just expanded to a second house and the process was very difficult because the limited housing stock really limited the options of where we were allowed to live. There already is so many barriers to landlords wanting to rent to a housing co-op and only being able to select from duplexes and triplexes that were built before the year 2004 was basically the only housing stock we can go for, despite being just ten individuals, there are plenty of houses that have enough rooms to comfortably house more than ten people, but legally aren't meant to be occupied that way. That is it. Thank you. Thank you. Next speaker is Betsy Greenberg, followed by Jolene kielbasa, Alice woods and Michael Noss. My name is Betsy Greenberg and I'm opposed to item 48. This item proposes to eliminate dwelling

[10:23:00 AM]

unit occupancy limits and rely instead on the provisions of section 404 of the city's property maintenance code standards, which, quote, have enforceable occupancy limits based on square footage per person which ensure health and safety and prevent overcrowding, end quote. In Austin, even the smallest single family lot can have a house with at least 2300ft² of livable space. The property maintenance code standards require that for six or more people, the living room plus the dining room be at least 250ft². A kitchen isn't specifically required, but if you have one, dimensions have to be at least seven by seven. So let's call that 50ft². That. Leaves 2000ft² in the house for bedrooms and bathrooms. The property maintenance code requires that bedrooms be 70ft² for one person or 120 for two, two and 50 additional square feet per persons. Each bedroom needs access to a water closet

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and lavatory. But let's assume that the bathrooms also have tubs and showers. So to be generous, this if I allow 100ft² per person for bedrooms and bathrooms, this is quite a bit more than the property maintenance code requires. And would still allow 20 people pool to live in a 2300 square foot single family house, relying on the property maintenance code makes possible unregulated Eid and legal abuse of people who need affordable housing and crowding living conditions and health and safety is a house health and safety nightmare that we must avoid. And please support the amendment proposed by council member Kelly so that if there are changes to occupancy rules, they are done thoughtfully. Thank you. Thank you. Next speaker is Jolene kielbasa. Speaker on item 48, followed by Alice woods, Michael Nahas and John good. Okay, thank

[10:25:04 AM]

you for having me speak and I will be speaking on the problem with over occupancy Fauci and single family structures. Fire safety and trash and health and how do I click this? Okay, we got the clicker going. How okay, next, please. Okay next. Ann and thank you for hearing me speak. And this is me speaking about this issue, exact issue in 2014. Next and occupancy limits in 2014 and 2016 were a culmination of a bunch of issues. And just quickly, code enforcement department was involved and council member Mike Martinez took this issue on because cause of higher fire health and safety issues and the city manager, the deputy city manager, assistant city manager and the heads of code enforcement and planning and development, thought over occupancy was enough of a problem that it warranted a side site visit. Slide please. And

[10:26:05 AM]

single family property less fire protection. This is an example of one exit for 12 bedrooms on the second and third floors. Next slide and there are rules about multifamily, residential and you can look them up. Next slide, please. And from the Austin fire department's website inspection guide about fire extinguishers and everything else is covered to the placement of fire detectors and things like that. Next slide, please. Multifamily property, increased fire protection Ann. Next slide, please. So single family property overflowing. Trash to too few trash bins per house. Usually just one too many residents. It's a health and safety issue. Next slide, please. This is city manager Marc ort looking at trash during his occupancy limits tour. Next slide, please. This is mf property trash and appropriately sized dumpsters. Next slide, please. Health and safety

[10:27:07 AM]

reasons to maintain current occupancy limits. They have put in check serious health and safety issues such as trash and fire streets are no longer full of overflowing trash cans and split open hefty bags and no longer building 12 buildings, 12 bedroom super duplexes with only one exit. Thank you. That is it. Thank you very much. Much next speaker is Alice woods followed by Michael Nahas. John good and Susan roudenko zo. Hello mayor and council. My name is Alice woods. I'm an affordable housing advocate and consult agent. I'm speaking today on behalf of the Austin housing coalition in support of item 48, the Austin housing coalition includes affordable housing developers, policy experts, advocates, all of whom work to lower the barriers to housing within Austin and central Texas. We support the elimination of Austin's policy of regulating occupancy by familial status as

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the existing policy is arbitrary and discriminatory and creates a barrier to affordable housing by eliminating occupancy limits based on familial status would allow austinites greater flexibility in their housing choices as immediately and at zero cost to the city groups such as students, the disabled, elderly, immigrants and lgbtqia+ plus households who often seek to live in cooperative housing or together with roommates. Would specific benefit from this policy change and are discriminated against under the current occupancy limits policy. With current housing costs in Austin, the ability to live with roommates or in cooperative housing is often the difference between having safe and stable housing and being unhoused. And it's important to point out that occupancy limits related to health and safety are already codified in the city's building code. No more than three adults may share a bedroom and sufficient square footage per person for health and safety would still be required if we eliminated the occupancy limits

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in city code 25 to 511, taking this action will not lead to conditions of overcrowding and currently 20 related people can live together in a 2300 square foot single family home. This is the way that San Antonio, Dallas and Houston all limit occupancy based on health and safety rather than by familial status. Our coalition supports Austin taking the same step to allow its residents more flexibility, affordability and community minded housing options. And we hope that we can continue to be part of the conversation as these code amendments move forward. Thank you. Thank you. Next speaker is Michael Nahas, followed by John good, Susan rudenko and Daniel Yeats or Yeats? Sorry. Good morning, mayor. City council. My name is Michael Nahas. I'm an urban economist and I serve on the board of community housing expansion of Austin, which operates two co-ops. I get to

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live in a 17 bedroom mansion in the zilker neighborhood. It's like two miles that way. It's a wonderful house. It has every amenity, a kitchen with every appliance in it, a fire pit, biking, distance from zilker, a wood shop. I get to live in that because like we were taught in kindergartens, I share, we get to I have 20 housemates and we're able to afford this wonderful place. I love living there. So when we founded that house, we had a whole bunch of restrictions, including the one we're running into right now, which required a whole bunch of like lawyers and whatnot to change the zoning to get us to, to be able to live there permanently. Community housing expansion of Austin operates two co-ops. That's one. The other one is near 187. And it's a former apartment complex. It it has rents under \$500 per month, making it some of the most affordable housing in Austin. So these kinds of limits do affect

[10:31:08 AM]

whether or not people are able to live in Austin. As an economist, I can say this is one of the six laws in Austin that is currently restricting the supply and driving up rents. So I ask you to approve. 48 thank you. Thank you. John Goode followed by Susan rudenko, followed by Daniel Yates. Good morning council. I'm John Goode. I'm speaking against Burt item 48. I'm an owner, resident and a current president of a 1212 unit hoa in the heritage neighborhood , and I have direct experience with the results of reducing occupancy limits on properties originally designed as small family units, not mansions. Direct across the street are for such developers. Bartz otherwise known as stealth dorms. These

[10:32:08 AM]

properties are not designed for high occupancy. The overflow of cars turn our street into unsafe single lane thoroughfares. They're trash and recycling bins lacking a properly designed space sit on our sidewalks, making them unsafe to walk on these dwellings, with one exception, are businesses as pure and simple that are not that are remotely and often thoughtlessly managed. And they are not easily affordable, which results in a lot of turnover in those units. Stealth dorms have been on occasion turned into stealth nightclubs in my neighborhood and bringing a flood of guests, sometimes with hundreds of people in these structures with no restrictions for fire safety, it's kind of run amok. This from a relatively

[10:33:10 AM]

brief period that allowed only six unrelated adults and the wave of development that was wisely stopped back in 2014. And now the council appears to be serious about allowing this to happen again with no limits, a policy that is demonstrated to commoditize neighborhoods must be recognized for what it is and not be allowed to happen again. I urge you to support the Kelly amendment point, which will direct the city manager to conduct a comprehensive study of these areas. Thank you very much. Next speaker is Susan Rudenko, followed by Daniel Yates, followed by Mike Goers. If your name has been called, please make your way to the podium and state your name. Hello, council members. My name

[10:34:10 AM]

is Daniel Yates. Frankly, as it currently stands, this ordinance is a violation of privacy and discriminatory to students. It is also an unnecessary barrier to affordable housing, particularly close to downtown. There's no world in which the relation of individuals should have an impact on their ability to rent property. How can we all call ourselves an empathetic or Progressive city when we continue to have ordinances like this which make it harder for young people to live here? As a recent graduate, I can personally attest to the challenges that students face when it comes to renting. Even small steps like this can make a world of difference for students on the margins of being able to afford to live near their school. In regards to some of my fellow citizens' comments, I understand their concern about emergency and city services. However, to suggest that a few students now living in this neighborhood will make it impossible for city emergency services to operate is unfounded and overblown. And if we want to talk about parking issues in our neighborhood, we should instead have a serious conversation about the availability of multi-modal transportation and how we build our infrastructure. I encourage the city council to repeal the stealth dorm

[10:35:11 AM]

ordinance and make the right choice for affordability in Austin. Thank you. Next speaker is Mike Goers followed by Louis Austin Igo followed by Joshua Sabino. Was the screen. Thanks Mike is right here love

to your left. Thanks thank you mayor mayor pro tem and council. My name is Mike gorse and I wanted to speak in favor of item 48. I first I'll say that I'm a board member of aura and as a member of that organization, I'll mention that we have endorsed the letter that Ryan knell has had mentioned earlier that was circulating among different organizations to support this about ten years ago. I start I helped start one of the co-ops that Michael Niehaus mentioned, and it's not a student co-op. There are it's mostly people who aren't students who live there, although maybe not exclusively. Before that, I was living in a house that the owner lived at,

[10:36:12 AM]

and he had a few other bedrooms that he was renting out to different people and that was good for me at the time because I was helping to start the co-op and I didn't know exactly when we were going to find a property for the co-op, so I wasn't sure exactly how long I'd need. I didn't particularly want to have to sign a long term lease, and it was good for me to have a flexible situation that I could get out of when I needed to. And it was also inexpensive, which is important because as other people have mentioned, a lot of young people are having a hard time affording to live here, or anyone who doesn't already own a house and people need different things and all stages of life right now. I might not be living in a house like that, but there are other people who will want to live in something like that since it's allows them to live closer in than they would otherwise be able to. Someone earlier mentions issues with 911 dispatchers, not answering promptly. And one problem that the city has fundamentally is

[10:37:12 AM]

that with both that and with the emts is that it's hard to pay the salaries that people need in order to afford the housing and affordability is an issue there. If people are priced out, then it's going to continue to be difficult both for the city and for businesses to find employees who they can afford to pay. So thank you. Thank you. Next speaker is Luis Acosta lugo, followed by Joshua sabik, followed by Ethan Smith. Please state your name before you speak . Hi, I am Luis osta. I'm a d-9 resident and I'm here to speak a little bit more briefly about what this family occupancy limit that a lot of folks have promised to bring fire and danger and ruin to the city of Austin. But yet San Antonio, Dallas, Houston, yet stand before us. You know, wonderful city to live and work. Many of my family and relatives live in. That's because they, like us, have health and safety codes to make sure that occupancy within these homes are safe. Safety and

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health is not the actual all purpose that this current family occupancy serves, but instead seems to serve to me as pure discrimination as a way of keeping those kinds of people outside of neighborhoods where

they could otherwise make the city work for them. I think that the steps that this council has taken towards solving the housing affordability crisis like the parking mandates removal is wonderful. But in the short term, we need to take action that allow people to make the city of Austin work for them. And these kinds of like arbitrary rules and limits of that allow people that prevent people from actually figuring out a way of making it through this month and the next month are going to drive them to more homelessness. People leaving the city, the communities that really make Austin special, just leaving, making it work somewhere else. Because a lot of the housing solutions that we're talking about here are great for the next 2 to 3 years. But people can't live that long without how to actually affordable housing. So I hope you guys pass amendment 48, not amendment resolution 48 and

[10:39:15 AM]

reject councilmember Kelly's amendment. Thank you. Next speaker is Joshua Sabino, followed by Ethan Smith, followed by Joe Paul Connolly. Followed by Daniel Cappleman. If your name has been called, please make your way to the podium and state your name after Mr. Oh, go ahead. Hello good morning. I'm Ethan Smith. I signed up in favor of 48. I'd like to switch that to neutral. I just mainly wanted to talk because I thought that there was a historical element here to some of these conversations. I think it's a good thing some of the stakeholders from those previous conversations aens spoke today. I was thinking of it in terms of west campus in the district in terms of get all

[10:40:15 AM]

the stealth dorms out and we're going to concentrate all the people pool in this geographic area. And I just wanted to kind of point that out and make sure that as you all are reviewing uno from the resolution of council member Mr. Alter, that it's holistic in its review, that it looks at some of these other policies that were related and that, you know, it's for y'all to kind of create the public narrative which will affect policies moving forward. But I think everybody has the same goal in terms of affordability and livability. Rainey and of course, we need to keep this great economic engine of Austin going. Singh but if that is at the expense of livability, at some point, you know, we'll have this kind of saturation of where we are as a society compared to other places. People might want to live and work. So I was, I was

[10:41:16 AM]

for this because I felt like it was just might take some pressure off this geographic area in terms of where students could live. You know, we worry about the additional parking and in traffic in that sense at the same time that we're kind of building sky rises with no parking at all or even handicap parking. So just something to think about. Thank you. Next speaker is Joe paolo Connolly, followed by Daniel Cappleman, followed by bill mccamley and Matt Gorski. Good morning, mayor and council. A couple of

things on the agenda I would like to speak about, but first and foremost, just speaking in favor of item 48, I want to make it clear that the way our current occupancy limits are written in the code, it is

[10:42:16 AM]

unenforceable. Any attempts to enforce it rely on stereotypes and assumptions as the very enlightening photos of people's trash cans do not tell you how many people live in those homes. I know single families that have requested the city to bring them multiple trash cans because their volume of trash is so large. The fact of the matter is, any attempt to create or enforce something like this would only harm Austin's lowest income residents. And Austin, right now, you know our numbers of people experiencing homelessness are on the rise. Evictions continue to spike and even as we have, we are approaching over 5000 people living unsheltered on our streets. There are well over 10,000 people experiencing housing insecurity right now in this city. These are people who are at the brink. And these are often people who are in situations like couch surfing at a friend's house who's living with family or living with friends. And so any attempt to enforce this just pushes those

[10:43:17 AM]

people over the edge. And it's funny that many of the same people who will come here and will oppose, you know, alternative living arrangements that allow multiple people to share a roof, also oppose the creation of new housing that would allow some of those people to access affordable units and also, of course, are in favor of criminalizing the unhoused population burns that now live in the creeks behind their neighborhoods. So it's almost like they want to squeeze every poor person out of this city. I don't know what they want, you know, and on that note, I will also note that so many of our musicians and artists and people that make this city weird that make this city what it is, what it should be, can only afford to live here, can only afford to live here because they are living in some kind of alternative arrangement. Swint with friends, some kind of bedroom arrangement deal. So any attempt to enforce this makes Austin less. Austin and makes Austin a place with more people experiencing homelessness and a city where it's harder to survive at a time when this council has on its agenda an item to approve a bunch of

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funding for emergency weather shelter. So thank you is expired. Thank you. Next speaker is Daniel Coleman Ann, followed by bill McMahon, Sally McCamley and Matt Gorski. Good morning, mayor and council. My name is Daniel Coleman. I work for the nonprofit farmer city. I'm a district three resident. I'm here to support item 48, which will strike occupancy limits from the land development code. This is a good move that will allow greater housing options for many people as they stand in the way currently of

living arrangements for students, young people and creative professions . Ralls my boss, Jay Crossley, he always calls this the anti garage band bill because a lot of times people live with their bandmates and stuff and that is violates in many times the code and this is a rule that is impacting the creative professionals and musicians that , as JP just said, make Austin weird and that we are so proud

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of to make it unique. But we're regulate rating against them. I also want to talk about young people in general like me who desire to live with roommates and I prefer to live with other people. It's a preference not and it allows me to live an easier and less expensive life closer to where I work, which is important because I do not own a car. Shaw this is going to be very controversial, but I would I was just in Norman, Oklahoma, and they have a form based code . And I would say, you know, if you dare go up to the sooner land and see what's going on development wise around campus because they have all these incredible new developments that are mimic the traditional architecture of the neighborhoods. And they have like seven bedrooms in them. And it's an affordable option. That's really nice and they look really good and they're within walking distance of campus and that could be an option for a lot of people who don't want to live in the towers or just want to have a different way of life and give students and young

[10:46:18 AM]

people options. It's just generally important to allow people to live in places close to where they work and study. And if we're so worried about all these negative externalities from this, then regulate those directly. We're worried about trash noise, traffic safety and parking. Then we should regulate those and not hope for a downstream effect through exclusionary zoning. Thank you very much. Thank you. Next speaker is bill Mcnamee, followed by Matt Gorski. Mr. Mayor, members of the council, thank you very much for your time today. My name is bill mccamley. I'm the executive director of transit forward. We're an Austin 500 and 1c3 with a mission to educate and engage our fellow austinites on project connect and transit as a whole. I'm here talking about item number 72. Each of you got in your email this morning a letter backed by 26 organizations. This coalition really believes strongly in three things. Number one, that the Austin transit partnership did an exceedingly

[10:47:18 AM]

good job in its recent engagement process, talking with our friends and neighbors about the first phase of light rail number two, that we ask you all to vote on this proposal in a unified manner, both yourselves and Kathie metro. And number three, that we do this quickly. So thank you for bringing this up today. It's time, as the mayor pointed out a couple of weeks ago, the best time for putting in light rail

was probably 2000. Second best time is now. We appreciate you all voting on this. Let's get this saddle on his horse and start getting it out of the stable. Thank you all very much. Thank you. Next speaker is Matt Gorski speaking on. Item 72. Good morning, mayor and council. My name is Matt Gorski. I'm the vice president for public affairs at the downtown Austin alliance. Echoing Mr. Mccanlies comments. We are as an organization in favor of item 72. We long been supporters of project connect and as the pid manager downtown Ann, we engaged very heavily on this issue. I want to thank the staff of all

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three organizations, the city of Austin capital, metro and atp. We had five stakeholder meetings with developer builders downtown enthusiasts to really look at the maps, the alignments, the data, the development. And we didn't come to this decision lightly when we supported the Trinity crossing alignment, we looked at both the south first and Trinity crossing. There's a number of elements we support in this alignment, but I would like to just focus quickly on the Trinity crossing. The residential hotel and office space development isn't planned either completed or planned in the Trinity alignment crossing would double the amount of hotel, office and residency spaces. And we've also want to focus on jobs and connections to for workers and residents and visitors. And so we believe the Trinity crossing gets us there. Thank you very much. Mayor, to

[10:49:22 AM]

that concludes all of our in-person speakers. I just want to make sure before we close, sign up or calling on speakers. If miss Joseph is here, she. Oh, okay. Miss Joseph is registered to speak on item 21 and item 72 . Okay. Got it. Thank you, mayor. Council. I'm Zenobia Joseph. My comments were specifically about item 45, so I came in person to register and I understand that it's being postponed. I would just ask you to recognize on the screen the redacted information and for you to include the backup materials from the Travis

[10:50:23 AM]

county commissioners court when this item comes back. Again especially for the urban league, because it doesn't say the project address. Next slide. As it relates specifically to 27, the pedestrian transit item, I just want to call your attention north Lamar. And I would ask council member pool to close that mid-block stop and also to vela to actually move 801 chinatown south bound. He's heard me talk about this before. Capital metro many times, and I want you to recognize that there was a study in 2009 for the north Lamar corridor specific Leslie and mid-block stops are where the individuals are killed. The most. It was Austin transportation department. It was capital metro Texas transportation institute. And so I would ask you to follow the findings that are in that report . Next slide. As it relates specifically to item

72, as you're aware, I'm against that item and I just want you to recognize that when you say that this serves north, it was back

[10:51:23 AM]

in the horse and buggy days in 1891 when colonel Monroe Shipe actually did developed Hyde park exclusively for white people. So it does not serve northeast and south, as you will hear, Lindsay would continue to say in her propaganda. I want you to go to the next slide, Ann Eid. As you are talking about project connect, please remember that on may 20th, Texas attorney general did specify that the resolution interlocal agreement and other comments that you made were misstatements to the Austin voters. So please be transparent and honest. And lastly, if you'll go back, one slide. I just want one more. Just want individuals who are still adamantly opposed to Wright to the civil rights division and the that information is on the slide. Thank you very much. If you have any questions, I'll gladly answer them. Anybody have any questions? Thank you very much. Thank you, mayor. That

[10:52:24 AM]

concludes all of the speakers. We do have one speaker signed up for hfc. Okay. Thank you very much. Members the chair intends to take up the consent agenda minus those items that were pulled and any that or are to be pulled and any recusal abstentions or no votes once they're identified. Let me ask, are there any items that anyone would like to have removed at this time from the consent agenda? The items that I'm going to indicate are removed from the consent agenda are 72, 71, 48 and 45 of 72, 71, 48 and 45. We will have some non consent items which are 54 through 56 seven. Any thing else to be removed? Okay is there anyone who wishes to be shown recusing themselves

[10:53:24 AM]

from one of the consent agenda items? Is anyone wishing to be shown as abstaining? Singh yes. Yes. Council member Kelly I'd like to abstain on item number ten, please. Is there anyone wishing to be shown voting no on any of the consent agenda items? Councilmember Kelly thank you. Please show me as voting no on item number four today. All right, members, before we take a vote, is there anyone that wishes to be heard on the consent agenda? The chair recognizes council member Allison alter. Good morning, everyone. Can you hear me okay? Yes, ma'am. Okay. I wanted to speak briefly on item 22, which funds the purchase of an important right of way land for the Bergstrom spur. It's going to allow us to create a much needed urban trail there as

[10:54:26 AM]

originally structured, this urban trail purchase was largely coming from parks and recreation department funds rather than mobility bonds that setup was used to ensure we could secure the right of way on the owner's timetable. I want to thank acm. Good who together with director Mendoza, has identified a way forward to allow the purchase to happen in a timely manner and to minimize the impact on parks ability to purchase parkland elsewhere. I would offer a direction to follow the plan as outlined in the answer to my question in q&a on that. And then I also would just like to take a moment of personal privilege to congratulate all of those graduating this week or last week, including my son Zach, whose graduation is this afternoon. So I will need to leave the dais by noon today to celebrate with him and the loss of class of 2023. So thank you. Thank you. And congratulations. Anyone else wishing to be heard on the consent agenda, council member Ryan alter. Sorry about that. I would like to just make a quick comment about item 46,

[10:55:27 AM]

the related to the music census . We had the opportunity to work with staff to make sure that these valuable data were available to the public. And so I want to thank the organizers and the community partners who conducted this census and really helped us learn more about what the music community is feeling and needing and gives us the ability to make informed decisions as to help the music community, which is such a critical fabric of Austin. So thank you to, to the staff for, for figuring out a way to make this happen. I know it wasn't a straight line getting there, but we, we made it happen and I'm excited that in the future we are going to be able to have this census done again. And these data provided so that future councils can continue to help enrich our music community

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and the community at large. So thank you so much. I just wanted to take a quick moment. Item number four is a variance waiver, a fee waiver program for the board of adjustment. That was an issue that the board really took note of. And I want to give credit to the chair, Jessica Cohen, also for really advocating for it. It just allows for people who are bringing a variance to the board of adjustment to ask for a waiver of the often substantial fees that they charge. It's a good step forward. It makes the process accessible to everyone, not just those who can put down a \$1,000 or so. And I just wanted to note that and thank everybody who brought that forward. Thank you. Councilmember. Any other council members wishing to be heard briefly on the consent agenda? Members when I read the changes and corrections, it was the what I thought were the latest changes and corrections. And there was a I read that item

[10:57:28 AM]

number 45 was postponed until the eighth. However there had been a request that it be pulled Eid and not postponed so that there could be a discussion about it. So it will be one of the pulled items. So when we vote on the consent agenda, it will not have item number 45 on it. That is a pulled item. Members, you heard that the chair indicated that we would vote on the consent agenda by unanimous consent. Is there any objection to adopting the consent agenda as read by unanimous consent here? Singh none. The consent agenda is adopted, with council member Kelly being shown as abstaining on item number ten and voting no on item number four and one absent vice mayor tirz. What I'm going to do is take us to the non consent items as I previously announced, there were the public hearing on items 54 through 57 would be conducted during the course of the

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testimony we just heard. Eid is there any objection to closing the public hearing hearings on items 54 through 57? Hearing none. The public hearing is closed. That will take us to items 58 and 59. Do I have a motion for the adoption of items number 58. I'll. I'll move adoption of item number 58. Since yeah. The mayor pro tem seconds that motion. Is there any objection Ann to the adoption of item number 58? Any discussion? Hearing none. Item number 58 is adopted and that will take us to item number 59. Is there a motion mayor pro tem moves to adopt item number 59? Is there a second? Second by councilmember pool? Is there any discussion on item number 59? Hearing none. Is there any

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objection to the adoption of item number 59? Hearing none. The item number 59 is adopted. Hang on one second. What are you telling me. Members, we conducted a public hearings on items number 54 and 57 on those also require action. Is there a motion to adopt item number 54? Motion is made by council member pool. Is there a second seconded by the mayor pro tem? Is there any discussion on item number 54? Hearing none. Is there any objection to the adoption of item number 54? Hearing no objection. Item number 54 is adopted. Without objection. An item number 57, we conducted a public hearing, and now that requires action. Is there a motion to adopt item

[11:00:31 AM]

number 57? Councilman mayor pro tem moves to adopt it. It is seconded by councilmember qadri. Is there any discussion on item number 57? Hearing none. Is there any objection to. She does this every week. Item 57 is an owner initiated annexation and that annexation will be coming back for third reading next week . So I'm asking for a postponement to your June 8th council meeting on item 57, please. All right, members, is there any amendments? Someone would like to offer to the motion? Councilmember vela moves to amend the motion to postpone an item number 57 until June 8th. It is

seconded by councilman pool. Is there any objection to passage of the amendment or discussion there being no objection, the amendment is adopted. That'll

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take us back to the main motion which now is to postpone the item number 57 to June 8th. Is there any objection to postponing item number 57 until June 8th? Hearing none. Item number 57 is postpone and without objection, members, that will now take us back to the pool items. The first item that has been pulled is item number 72 to item number 72. Is there a motion to approve item number 72? Councilmember vela moves to approve it. It is seconded by councilmember Allison alter. Members is there discussion on item number 72? And if you don't mind, I'd like to start out because I'm real pleased with where we are on this. I don't the Austin light rail implementation plan that's going

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to be adopted today is, as I pointed out, on Tuesday, the joint recommendation of staff from the city of Austin, the staff of capital metro and the staff of the Austin transit partnership. It also reflects the recommendation of the project connect community advisory committee, which has said that it, quote, fully supports the overall Austin light rail vision, close quote. And more than 7000 austinites had a hand in picking this option as well. Through an extensive community engagement process. They told us what mattered the most to them. They shared their thoughts on how to best move folks where they need and want to go. They emphasized the need for our transit network to ensure access to opportunity and to reach key destinations. They want it to be convenient, accessible and a good experience for riders. But the key underlying message of much of the public feedback Mok is that our community still strongly

[11:03:32 AM]

supports Austin light rail and wants it done. Ann now the comment on a purple post-it note from the open house in March summed it up very nicely. See a quote that purple post-it note quote, stop having meetings, start building close quote. The approval of the Austin light rail implementation plan is a huge step toward getting us to the day when we can start building. We've overcome a lot of challenges to get here today, and we did so by working together as a community. I want to thank all of the staff, staff, all of the people that have been involved in this, including all of the advocates, those that served on the cac and all of the community members that came out and expressed their point of view. Austin light rail is a big and complex endeavor and there will be many more challenges to come, but we

[11:04:33 AM]

will get this done together as a community. Katy so I'm very pleased that we're here today and I'll recognize council member vela. Thank you, mayor, and very exciting to see Austin take this important step toward implementing a light rail system, toward building a light rail system. I've visited so many other cities where you can see how transformative light rail has been to the fabric of that city, how helpful it has been, especially to allow the working class folks, students to be able to get around folks with mobility impairments as well. It just it opens up the world for so many people. It's an extremely environmentally friendly, working class, supportive of project and I am just so excited to see it. I wish we would have had it in 2000. I know we were just a handful of votes shy of passing a very similar plan in 2000. I'm happy to pass it today. In 2023,

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and I also just wanted to thank you, mayor. This has not been an easy path to get here. It was under very serious attack at at the pink dome just down the street from us at and credit to the mayor, to our staff, to everyone that worked hard to make sure that the Texas legislature didn't kill Austin's light rail. It has so far. I mean, knock on wood here survived. And I'm excited to push it forward. Thank you. Councilmember councilmember pool . Thanks, mayor. And I just wanted to really quickly re extend sincere and heartfelt thank yous to some groups out in the community and who have been working diligently and doggedly toward this day. First off, at the top of the list, I want to recognize executive director of

[11:06:35 AM]

the Austin transit partnership, Greg Kenneally, who's back there at the back of chambers. I wanted to thank Mr. Connolly and his team of really super professional and smart folks who have helped to pull all of these efforts together. Thank you, Mr. Connolly. Thank you. Atp and its board as well. Veronica Castro de Barrera, who is the chair of that board, I also want to thank Dottie Watkins with capital metro and Jeff Travillion, who is the chair of that board on which I am honored to sit, and the staff who have worked diligently and doggedly to pull all of these threads together to get us where we are today. Tomorrow, the metro board will meet in a special called meeting to take similar action. Ann and I. I hope that we have as strong and robust a supportive vote tomorrow with my metro colleagues as it looks like we are having here today. And

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certainly city manager Jesus Garza and mayor Adler. Adler oh my gosh. Mayor Watson so sorry. I'm still here. That's how deep into my thinking I had been. Thank you, mayor Watson, for your diligent and dogged work on as a new member on the atp board and interim manager for Jesus Garza for jumping in at kind of a very key inflection point in helping us move the city forward on this so that we could get to some completion on some necessary changes and necessary public support and to the community and all of the advocates who are out there who have worked diligently and doggedly and very focused to get us to this point. My heartfelt thank yous. And let's get let's

[11:08:39 AM]

get moving. Thank you all. Thank you, councilmember Kelly, then councilmember qadri, then the mayor pro tem. Thank you, mayor. I would like to be shown as abstaining from this item. Thank you. Thank you. Councilmember qadri Wright. And I'm very thankful for mayor Adler's work, but I'm thankful to work with you. Mary Watson. So there have been high level talks about building light rail in Austin that date back to the 1970s, way before. I think a lot of us on the dais were even born and for too far, for decades, we talked and talked and talked about big city transit system. And then we actually became a big city. And the best time to plant this tree was I would say, about 50 years ago. And the second best time is now. So this dream has survived failed elections. And the Texas ledge. It has been run through the wringer of economic realities that forced us to scale back the vision Ann. But our voters have proven to us

[11:09:41 AM]

that they want they want to see this happen. And more than that, we know it needs to happen through mass transit that is fast, frequent and reliable. Knell will unlock so many opportunities for our city. It will increase mobility, accessibility, safety and affordability and it will help us reduce our carbon footprint. It will drive equitable, transit oriented development that will allow more people of all income levels to live in the heart of Austin. And I'm excited that the lion's share of this phase, the phase one investment, is in district nine, and I hope we can fast track future expansions to get it in more parts of our city . And today, today, as it's been stated, is a very exciting day. But we know we're still far from the goal line. The ledge still lurks and opponents are still looking for any and all ways to overturn the will of our voters moving forward. We need to be vigilant and we need to maintain community support. That means carrying this project forward with as much transparency and as accountability as we can get.

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The state has the fortune of being able to expand highways without voter approval and with limited public oversight. We're not so lucky. The decisions are planners make need to be communicated

honestly, openly and thoroughly with all members of our community. We need as much buy in as possible to continue to demonstrate that this is something the Austin's one broadly and we need to have clear plans in place to calm fears about any disruptions that transit systems, construction operations could cause. There's going to be headaches, there will be growing pains. But if we get this right, our community will be so much better and stronger for it. And as it's been said, I do want to thank staff. I want to thank advocates. I want to thank this community. And I want to thank mayor Watson for working overtime and going to that very menacing building just down the street and doing good work for us. So thank you. Thank you, councilmember mayor pro tem. Thank you, mayor. I'd like to be added as a co sponsor. I appreciate you taking point on this resolution. I was out of town as it was being developed with minimal cell coverage. I highly recommend that for folks

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who do a lot of hard work, sometimes it's okay to get off the grid without objection. And we also took point about the river crossing conversation, and I really appreciate staff working with us diligently all the way up until past 9:00 last night on the phone with me taking meetings with us yesterday and really digging into the nitty gritty of the engineering, the right of way capacity, the feasibility of it. And so we want to make sure this is as open and transparent of a process as possible. Knell we also know that sometimes there's just one that's going to work out better. And so I appreciate all the public involved Swint and work with the community that's gone into this particular decision. And I'm very excited that this is moving forward. Thank you, mayor pro tem councilmember Allison alter. Thank you. I want to just really briefly thank all of the staff for involved, including our city staff, led by the project connect office and anybody and our city manager's office, as well as the atp leadership in

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Greg CANALI and capmetro and all the folks of my colleagues are serving on the boards of the respective programs to help us to move forward as we as we do so today, we celebrate this milestone tomorrow. I really want to charge you with getting it done, getting it built. We were transparent and conservative in our estimates of the costs for these rail portions, and I would really encourage you to keep looking for those extensions and how we build out this plan and look forward to those extensions. I'm looking forward to the continued conversations that will have about the bus system, the bus, rapids, the park and rides the flier down 2222. That will really help us rethink the broader transit system. Now that we know what the light rail plan is, I think those are conversations we need to have. And I'm very much looking forward to them. Thank you. Thank you. Councilmember any

[11:13:45 AM]

further discussion? Members? You've heard the motion and the second Eid is there any objection to the adoption of the motion hearing? None. The motion is adopted. Congratulations and thank you. There's one abstention. That's councilmember Kelly and one absence. Thank you all very much. Yes. Choo. That's right. Members. It would be the intention of the chair because I've been told that we have a speaker and I meant to actually do this before we took up that item so that we don't keep a speaker waiting. It would be the intention of the chair to recess ice. The meeting of the city council and go to the Austin housing finance corporation Ann board of directors meetings. Is there any objection to recessing the city council meeting hearing none. The Austin city council is in recess.

[11:27:03 AM]

It is 1127 on Thursday, June 1st, the first item that we will take up will be item. Number 71. Then we will go to 48 and then we will go to 45 on item number 71, I'm going to recognize, council member Ryan alter, and I will be also recognizing Singh council

[11:28:04 AM]

member Mckenzie Kelly for a proposed amendment. I just want to make sure she knows knows that as we go forward and then if there are other amendments that I don't know about, we'll take those up at that point. But I'll recognize council member Ryan alter. Thank you very much, mayor. I I before I make the motion, just kind of setting the table, you know, the license plate reader discussion has been something that is has been a real challenge, both personally and just in terms of getting it getting it right when we look to use technology throughout our community in order to enhance public safety, there are always trade offs. You know, we have red light cameras. We have the speeding cameras as although now we're not allowed to use quite as much. But there are always

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concerns about civil liberties weighed against the concerns with public safety and so, look Singh at the other item on our agenda, item 34 that we have postponed and to purchase the Alpers, I wanted to make sure that if we were going to be operating in a space with fewer police officers, that we are providing the tools necessary to help bridge that gap that we have in our police force. But also do it responsibly in a way that balances those concerns. And so zo, this is the compromise that I believe is the right approach. I think that if we move to a seven day retention policy and Eid deploy this tool, we will be able to help our

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police officers do the job that we're asking them to do. And we will be able to collect data so that a year from now we can come back and see just how is this working? Where did we get it right? What needs tweaking? And so with that, I would like to move adoption of item 71. You heard the motion. Sorry you've heard the motion to adopt item number 70. 71. Just for purposes of clarity, those that might be watching and the council, which is a seven day period, is there a second to the motion? Singh by councilmember Fuentes. I'm going to call for. Here's what I'd like to do. I'll call for discussion. But but what I would like to do without objection is go ahead. So that we have a complete discussion and call on council member Kelly, who has a proposed amendment. We will put

[11:31:11 AM]

that get that amendment on the floor and that way we can have a complete discussion and vote on the amendment. And then depending upon how that comes out, we'll go back to the main motion. Councilmember Kelly, you're recognized. Thank you, mayor, and I'll make my motion and then I will speak to it. If I secure a second, I'd like to move to amend item 71 with Kelly amendment eight one, which was posted on our council message board for you all to review members council member Kelly has moved adoption of amendment one to item number 71, which would change the number of days from. 7 to 15 days. Is there a second? It's second by the mayor pro tem . All right. I will now recognize people for discussion . Who is there any discussion on councilmember Kelly? Thank you very much for that recognition and for the second mayor pro tem , I just want to thank everyone

[11:32:11 AM]

for the many months of extremely thoughtful and robust discussions and debates surrounding license plate readers. I know for myself, I've learned and so much more than I ever imagined about this incredibly useful technology and today, with item 71, the resolution from council member Ryan alter it outlines a policy that would limit the lpr data retention to seven days. We heard earlier this week from assistant chief Greenwalt that the nationwide standard for lpr data retention is 30 days. This is the previously agreed upon length when we passed the resolution I authored in the fall of 2022, my clear concern is that by lowering the data retention date to seven days, that investigator won't have the ability to access much needed information after for that time period to catch career criminals, repeat offenders, and to potentially save lives from being in harm's way. In a perfect world, we'd keep that 30 days of data retention. But in

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an attempt to compromise, I propose the amendment today to meet those cautious members of our council halfway for 15 days and let me be clear here, license plate readers are tools that enable officers and investigators to catch criminals before they commit another crime by using the information data gathered. This allows our city to be safer and for Austin to be a leader in combating crimes such as human trafficking, child abductions and illegal drug and firearm activity. So members, today I just want to urge you to vote in a way that makes Austin safer and equips investigators and our police officers to combat heinous crimes at a local level. When you take this vote, I urge you to think of the women, children and other members of our community. Those fearing for their lives, including victims of sexual assault. We have an opportunity today to be the community's strongest advocate and to do what we were voted for and sent here to do by our constituent. It's to make Austin the safest and best city it can

[11:34:12 AM]

be. Thank you. Thank you. Council member. Further discussion. The vote will be on the motion to amend by council member Kelly. All those in favor say aye. Opposed say raise your hand. So opposed say no. Raise your hand. The motion fails the eyes are council member pool the mayor and the mayor pro tem. Everyone kneel and hang on. Yeah. I need to make sure. Councilmember alter. I'd better count, huh? Sorry I've got. It's hard to always pay attention to that. So one, two, three, four, five. Who are the no's? One, two, three, four, five. All right. The motion. The vote is 5 to 5 with councilmember pool, the mayor and the mayor pro mayor, pro tem, council member, alter and council member Kelly voting in favor of the amendment. All others present. We're voting no on the amendment. The

[11:35:13 AM]

motion fails for failing to gain a majority that will take us back to the main motion by council member alter. Is there any further discussion on the main motion? Ann hearing? None is there any objection to adoption of the main motion hearing? Yes. Mayor pro tem, the motion being seven seven days. I can't support seven days. I would like the information to be coming back to us so we could visit in the future of seven days. We'll get the job done, but I'm just not quite sure that that's the right mark to hit today. All right, then I'll call for a show of hands. All those in favor of the main motion of seven days, please raise your hand. Okay that council member Fuentes councilman qadri council member vela Velasquez and Ryan alter all those opposed to seven days. Raise your hand. Rey that's council member alter

[11:36:14 AM]

council member Kelly, mayor pro tem, mayor and councilmember pool. The motion fails for lack of a majority. I'll recognize council member alter and I'm wondering if in the vote count if I can be on the no side council member alter is now is changing his vote from I to nay and the motion fails and you may be

I'm sorry he's he's just those that are questioning that he's voting no now so he's on the prevailing side so that he'll be able to at some point maybe vote to reconsider that vote, which he would not be allowed to do if he had been on the side that lost. He's now on the prevailing side. That's my guess. As to why he's doing that. He hasn't said, but very astute. Yeah okay. With that being said, the motion fails on item number 71 members. Item

[11:37:14 AM]

number 34 had been previously pulled Eid and that is the contract related to item number 71. That will take us to item number 48. And I will recognize council member qadri on item number 48. Then I will recognize council member Kelly and then council member Allison alter, knowing that they have proposed amendments. Thank you, mayor. Well, colleagues, at a time when the state ledge is doing the most to police marginalized people's lives, and at a time when rents continue to go over \$200 a month upon renewal knell the city of Austin must stop policing people's relationships. They choose in order to afford housing in this city. The code initiation before you today does not eliminate occupancy limits in the city of Austin. As thoroughly articulated by law. On Tuesday, it is important to separate the rule of occupancy limits from zoning and land use concerns. Occupancy limits are about human health and safety,

[11:38:15 AM]

not about preventing a certain housing type. If people have a problem with a certain kind of housing type, then let's have that conversation and let's fix our broken code. Eid our land costs have become so expensive, it is unlikely that so-called stealth dorms will be proliferating upon adoption of this code amendment later this year, which was the sole motivation for the 2014 amendments to occupancy limits. And I want to add that I think phrases like stealth dorms aren't appropriate and are harmful to students and working class. Austinites nevertheless, we understand that some in our district have concerns and that's why our office in the coming days will be setting up a series of engagement opportunities to hear from our constituents on exactly how our neighborhoods would like to grow and change. To address Austin's housing crisis. Moreover, we continue to work extensively with other city departments and addressing issues that come with living around more people. It's just parking, trash pickup and noise and, you know, I appreciate those who have who

[11:39:16 AM]

have come before me. And I want to read something from one of my predecessors who emailed the city council and someone who I look up to and someone who did great work while on the dais, and that's former councilmember Chris Riley in his email to the mayor, the mayor pro tem and council members,

he said, and I quote the four person cap imposed in 2014 was not meant to be permanent. It was intended as a short term fix for issues that were affecting some areas north of Hyde park by its own terms. The original ordinance was supposed to expire in March of 2016. At this point, the four person cap has long outlived its usefulness and it unduly constrains our ability to address the current housing crisis. So I appreciate the support of former council member Riley, but I appreciate the folks on this dais who are co-sponsors. Mayor pro tem Ellis, councilmember Fuentes Velasquez and pool. And I just before I move past Singh of item

[11:40:17 AM]

48, you know, it's important to remember that the policies that we take up on this dais that we put forward are supposed to help the least among us. And I think that was articulated by a lot of our speakers. And this policy is no different. So let's let's let's really do something about the housing crisis that we are facing as a city. So with that, I move I move to pass item 48 members, council member qadri has moved adoption of item number 48. It's seconded by the mayor pro tem. I know we have amendments that are proposed amendments. So what I will do is now go to those and that way and then we'll go to further discussion. The first person I'll recognize with a proposed amendment is council member Kelly. This will be considered to be council considered to propose amendment one to item number 48. Council member. Kelly you're recognized. Thank you, mayor. I move to amend item 48 with Kelly amendment one members you've had Kelly amendment one. Is there a second to the Kelly

[11:41:19 AM]

amendment number one Ann on item number 48, there being no second Kelly amendment number one fails for I'm sorry. Council member alter Allison alter I'm sorry, I did not see you. I apologize. Thanks for so the motion to amend with Kelly amendment number one has been seconded. Any discussion on Kelly amendment number one council member Kelly thank you. I brought forward this amendment because I have heard from people overwhelming in the community that they would like more input regarding the proposal we have in front of us today. I feel that this amendment truly brings value to the resolution Ann and I understand that we do have an issue related to housing in our city. And so I appreciate the author bringing it forward and Eid I would also add that while I understand Eid and my colleagues probably also understand that there is a built in stakeholder process already,

[11:42:20 AM]

it is a good signal to the community to incorporate that as part of our language when considering this resolution. Thank you. Councilmember qadri. Yeah, sorry. Yeah. And I and I appreciate that, councilmember Kelly, but I just want to emphasize, you know, the difference between occupancy limits

and zoning. I know there's a lot of interest in engaging in conversations around housing types in our neighborhoods. We've gotten a lot of calls. We've gotten a lot of lot of emails. I look forward to opening up those conversations over the summer and into the fall to discuss our central neighborhoods would like to grow and change with our city and address our housing needs for all. By the time the code initiation returns to council. So my office will take this on. I invite all the other offices to also join us. But I do not want to place the burden Ann on additional stakeholder processes on city staff when we've done the due diligence and we know we can better address occupancy limits for Austin. So I respectfully decline the amendment. Well, any other discussion on the proposed

[11:43:20 AM]

amendment? Number one, mayor pro tem? I don't know if there's any other amendments, but I just had some brief comments. There is another amendment. And so let me ask on, is there any we're going to vote on this amendment. Is there any more discussion? Ann on amendment, proposed amendment number one, seeing none, all those in favor of amendment number one, please raise your hand. There being three three in favor. Shaw councilmember alter councilmember Kelly and the mayor for all those opposed say no or just raise your hand. All all other all other present. You can change your vote. You've proved that. You prove that if he changes his vote on this one, he's going to have an issue. All those. So all other parties present voted no. There being three eyes and the remainder no amendment number one fails that

[11:44:22 AM]

will take us to proposed amendment number two. And the chair recognizes councilmember Allison alter. Thank you. I was not on council in 2014. Ann when these limits were adopted and it was not on council in 2016 when they were extended. Eid as has been mentioned by many, I have concerns about the familial relations as the basis for the limits. I would like to offer the following amendment which would allow me to support it. This item moving forward to address concerns that I've heard and that I have as we move forward with a change to make sure that we are addressing Singh any issues that might arise and unintended consequences. And I'm going to go ahead and read it because it was not posted to the message board, although it has been in backup since this morning. I would move to amend to add after line 35, be it further resolved , that the city council directs the city manager to also bring forward any additional staff

[11:45:22 AM]

recommendations that are identified during the amendment process, including but not limited to recommendations that can address any unintended consequences. Staff recommendations may also

include strategies that are not zoning related, such as policies or practices to ensure appropriate code compliance. This motion is made by councilmember Allison alter to adopt proposed amendment to item number 48. Number two is there a second to the motion in? I'll second. The motion is there discussion? Actually councilmember Kelly seconds the motion. Further discussion. Councilmember qadri yeah. I want to thank councilmember Allison alter for bringing up this amendment. And I just want to I have a question. I have a comment. I just want to confirm is the intent of this amendment to still stay within the timeline prescribed by the resolution? Absolutely the intent here is that, you know, as we initiate a code amendment, there's conversations our staff ad expertise, there's things that

[11:46:24 AM]

arise, information that's moved forward. And I want to make sure that by the time this reaches planning commission or reaches council, that we already are presented with staff recommendations that might go along with that. There's nothing in this that changes the timeline. I think from what we heard from our staff, it was pretty clear that they thought that the changes you were proposing would be more enforceable. Knell but that doesn't mean that through the stakeholder process, there won't be issues that will be raised. Even some of the speakers who were for it today recognize the need that we may need to have some code compliance type issues addressed. I don't know what those are given the time that we've had, but I'm sure that our staff will be able to surface those within the time period that's that's imagined. And I don't actually know what the time period was, but my intention was not to, to change that. But to, you know, invite

[11:47:24 AM]

staff to share their expertise with us as we move forward. Great. Well, I just wanted to make sure that was it wasn't going to slow down the process. I'm I'm good with this amendment. It's acceptable by me . And I just want to reaffirm that, you know, we're still going to be talking to, you know , communities and constituents in our in our district. And I encourage others to do the same. But I'm in favor of council member alter's amendment. Are there is there any further discussion on the Allison alter amendment to item number 48? Is there any objection to the adoption of the Allison alter amendment to item number 48? Without objection, the amendment is adopted. That will take us back to the main motion which was made by council member qadri , and that is the main motion as amended and as we just voted. Is there any discussion on on the main motion as amended? Mayor pro tem I just wanted to make

[11:48:24 AM]

some brief comments. I'm excited to be a co sponsor on this and thank you to council member qadri for leading on this. About 20 years ago my sister was a UT student living in a three bedroom house with five

girls and about 15 years ago I was someone who was living with four people unrelated in a duplex, which apparently is also now made illegal. So I think it's pretty noteworthy that I and my sister are both at some point would not have been able to have that roof over our head, would have had to find different accommodations. We were clean, we were good tenants. We didn't cause a scene. We didn't throw big parties. And I just think if there are situations that code enforcement needs to be handling that we absolutely need to address that. But I'm excited today that more people will get to live in the types of environments that allowed me to live with my friends and allowed my sister to meet her now husband. I think that's really important to have a sense of community. So I'm really excited to move forward with this today. Thank you. Mayor pro tem, any other discussion on the passage? The motion to pass on item number 48 as amended is there

[11:49:27 AM]

any objection to the passage of item number 48 as amended without objection. Item number 48 is I'm sorry, councilmember Kelly. Thank you, mayor. I thought it would be pretty routine for you now to look up at me every time there's a possible you would think I would learn, but I would like to be shown as voting no on this item. Thank you so much, councilmember Kelly. There being no objection other than the council member Kelly the item number 48 as amended, is adopted, with councilmember Kelly being shown voting no and one absent members. That will take us to item number 45 five. I would normally recognize council member Ryan alter as this being an item from council, but it's my understanding I should recognize council member pool councilmember pool. Thanks, mayor. I'll make the motion and then I would like the city manager to offer some

[11:50:28 AM]

information for all of us publicly. If that's fine, please go. Then I move to postpone the family elder care project located at 2824 rey street to June 8th and postpone Eid the other two projects named in the resolution Ann to July 20th to give our staff time to review and make recommendations. Chair recognizes the manager. Do we need a well, I do. You do need a second seconded by councilmember Ryan alter. I'll recognize the manager. Mayor, members of council. We had a we've had a lot of discussion on this item this week. We had it ended yesterday afternoon with a good group meeting down on the first floor. During that discussion, the staff and I in particular voiced concerns that we not had a chance to completely vet these items in in terms of what our level of participation would be, as well as how this would work under the arrangement that was

[11:51:29 AM]

contemplated. And so we simply asked at that meeting that we be allowed time to evaluate this appropriately to July the 20th. And you got a memo to that effect last night. In addition, in what was new information to us that was presented at the at the meeting last night was that one of the items was dealing with some financial stress that was the first I had learned of it. And Eid. And we were asked if it would be possible to be able to have a staff analysis done by June the 8th. And what we said is we will make every effort to do the analysis. We can't guarantee that we would make a recommendation, but we would be happy to do the analysis and then provide whatever the results of that analysis would be to the members of mayor and members of council. On June, the eighth, which may also include that we would not recommend it. And so just wanted to say that as a predicate in terms of this discussion that the council is going to have, I know that there a lot of there are additional questions that are being asked and we're happy

[11:52:30 AM]

to try to participate in those discussions to bring this to some amicable resolution. Thank you. Manager discussion Ann the members, we have a motion by councilmember pool seconded by councilmember Ryan alter. You've heard the comments from the manager. Further discussion councilmember Ryan alter thank you very much. And I just want to thank all the staff that we have met with tirelessly. Mandy, Rosie, Michael Connor. You know, these these are really important projects and it's really important that we get it right. And that's what I think this allows us to do. I think we all share the goal of these projects and but we also all share the need to make sure that they meet the rigorous standards that accompany actions such as this. And so I just want to thank councilmember pool as well for working with me on this and

[11:53:33 AM]

finding a way to get this done. So. I look forward to future discussion. Thank you. Councilmember alter any further discussion with regard to the motion made by councilmember pool, seconded by councilmember Ryan alter on item number 45, is there any objection to the adoption of item number 45? Councilmember Kelly? I'm looking at you there being no objection to the adoption of item number 45. Item number 45 is adopted without objection. Members. The next item on our agenda is a time certain of 12:00 noon for public communication. Without objection, we will be in recess until. I'm sorry, councilmember. Do I need to move to reconsider item number 71 at this time? Mayor, if I could just interject for a second. I need to sign off to go to the graduation. I know I have some constituents in the room. We've tried to alert them.

[11:54:34 AM]

I understand that Mr. Mendoza is in the room for that to talk with folks, but I do have to sign off to go to graduation. Thank you. Sorry to interrupt. That's all right. Thank you, councilmember alter. And congratulations on your son. And enjoy that. Thank you. Councilmember Ryan alter moves. Hang on a second. You're moving to reconsider item number 71. That's correct. The members having voted in the side that prevailed on item number 71 after taking two shots at it. Councilmember Ryan alter appropriately moves to postpone I mean to bring back and reconsider. Item number 71. Is there a second to the motion? Seconded by councilmember Velasquez? I'll recognize councilmember Ryan alter with that. I would like to move to postpone item number 71 to June the eighth at do I need to give a time or do I say no? Okay. Do you in the eighth, councilman

[11:55:35 AM]

Ryan alter moves on reconsideration Ann to postpone item number 71 until June the 8th. Is there a second to the motion? Second by councilmember qadri? Is there any discussion on the motion? Is there any objection to the motion to postpone item number 71 to June? The eighth? Yes councilmember Kelly, you're objecting. I'm objecting, yes. Thank you. The motion has been to postpone item number 71 to June the 8th. Any one else wishing to be shown as objecting all those in favor say aye. Opposed say no. The motion passes with council member Kelly being shown voting no member tizr. The next item is I'm sorry .

[11:57:03 AM]

Apparently there's lack of clarity on item number 45. If a motion is a motion to postpone phone and the motion to postpone passes, the item is postponed. So those that are confused about whether or not it was postponed or passed in some way, the motion was to postpone family elder care to June 8th and the other to projects butts in the resolution to July 20th. And so they're postponed Eid. Anybody without objection, we are recessed until 12:00 noon.

[12:01:46 PM]

If I could have everybody's attention, I'll recognize the city clerk to start us on our public communication. Thank you, mayor. The first speaker is Chris lambrick. If you are here, please make your way to the podium. Welcome, sir. Good afternoon. I live in northwest Austin and I'm speaking on behalf of about 85% of my neighborhood who want the option to slow down voluntarily rather than with nine speed cushions planned for greystone drive. Many of us were not aware that speeding was a problem on this road, but Austin transportation department made us aware that it is a problem and we are committed to correcting this problem. If you give us a chance to do so. We've started a speed awareness campaign. It's called keep greystone smooth. Here's our challenge. 85% of the traffic was measured at about 34

[12:02:48 PM]

to 35mph. At three of the spots. And 39mph at the worst spot. Since the goal is 33mph or less, we are committed to reducing these speeds by two miles per hour at three of the spots and six miles per hour at the worst location. We know this can be done because in 2017, Jester Estates faced a similar problem and they took the same approach. They brought together both sides of the highly contentious debate in a movement for residents to accept responsibility for their speeding and slow down voluntarily. Their success was indisputable in both speeds and community relations, as within three months, the 85th percentile speed dropped five miles per hour from 38 and 39 down to 33 and 34mph. What they learned in Jester was interesting. Nobody wanted to be the only person driving the speed limit. But once most others were doing so, they didn't mind joining in. Six years later, their speeds remained at the same low level.

[12:03:48 PM]

Another benefit is community relations have improved so here's what we're asking for now that we know that speeding is a problem on Greystone Drive, give our community three months to come together and slow down voluntarily. After that, we ask that you validate our success with a new speed test. If we fail, then proceed with the speed cushion installation as planned. If we succeed, then hold off on the speed cushion installation for as long as speeds remain good. We're committed to changing our behavior long term, and we continue. And we welcome solution such as dynamic speed display devices by which the city can continue to monitor how we are doing. Atd's current approach divides our community. The approach pits residents against one another and makes many feel punished by their neighbors. We ask that the city instead take an approach of neighborhood unity. One that unites us behind the common goal of keeping speeds down and speed cushions out a win win solution. Thank you for considering such an approach. Thank you, sir.

[12:04:55 PM]

Next speaker is Nancy Thompson Ann, followed by Carlos Leone. Please make your way to the podium if your name has been called. Nancy Thompson. Carlos Leone. After Mr. Leone is Kathie Kasan. So Carlos Leone, first and foremost, gracias a dios for letting me expose for honest filth evil dis enjoying Austin and America from the inside out. February 22nd and March 19th at Trader Joe's at Seaholm white female morning cashier Hannah B repeatedly initiated and continued abusive misbehavior against me. A stray Christian alpha male to try confusing and

[12:05:57 PM]

controlling me to effeminate and emasculate me to gaslight and dominate me, to disrespect me and flip the true power relation of me, the paying customer over her, the paid employee rejecting that upside down backwards crap . I called her on it in person and sent two complaints through to trader Joe's website in front of you. Now council on public record. Because I stopped interacting with her and other employees there treated me respectfully. The problem seemed solved. I regularly gave attaboy feedback to management about those positive interactions. Yet April 24th, white male store manager Jordan initially banned me because a couple of female employees cry bullied him, claiming to feel uncomfortable around me. I filed a third complaint against that targeting on April 28th. I spoke in person with hispanic white female store director Wendy delgado. Not only

[12:06:58 PM]

did she permanently ban me, but she, like Jordan, claimed to have witnessed misbehavior on my part in person and on video without specifying what it was wrongly punishing me for. Hannah B's attacks. She also said she gave me time to make it better, though I gave her time to castigate rey train and or remove Hannah B to make it better. I lawfully defended myself after being verbally and psychologically attacked by those guilty employee was trying to overwrite my healthy reality with their insane Ann anti reality because Luz being banned is so upside down and wrong when my complaints electronically deleted or altered in transit to or at trader Joe's server. Are Jordan and delgado confusing me with someone else who looks and dresses like me? Who did miss behave against other female employees? Their bottom line because just one feminist filth Karen in power can turn a

[12:07:58 PM]

business upside down and destroy it. Like former marketing vp Alyssa heinerscheid making trans Dylan Mulvaney the face of bud light beer boycott trader Joe's at Seaholm until Wendy delgado is replaced with a straight male store manager director rescinding the ban against me. Go woke go broke. God bless president trump, who won the 2020 election in a landslide and counting each and every legal, legitimate vote one time only with equal weighting only make America great again by making America straight, masculine again under god. Next speaker is Kathie Kasen followed by Alyssa tagliaferro. If your name has been called, please make your way to the podium and state your name. Qureshi I wasn't paying

[12:08:58 PM]

attention. You sit there, I can stand here. Okay I wasn't paying close attention to what I should have done. I'm speaking also about the speed bumps on on greystone. Yeah. My husband passed away this past year, but thought he would be speaking, if, if he were around. But so I'm speaking for him. He had polio when he was a young man, when he was a teenager. And as he got older, he had we had to get a van with a ramp in it so that his wheelchair could just roll in and pop into place. And that ramp caused the van to be very low. So it was really difficult, Burt and uncomfortable for him going over speed bumps and Eid. One big problem if we put speed bumps on greystone Wright after valbon we're blocked in. If someone like him wouldn't be able to,

[12:09:59 PM]

we'd have to go on speed bumps. And we were always we were always looking for alternative routes. When there were speed bumps because he could, it could have ruined the bottom of his van and he would move around and move around, you know, over a bump. When you go to the other end, I would be driving. So I would go so slowly. But there's always that last thing and it would really be uncomfortable for him. So there's just no other way out. Even if we went all the way on valbon to too far west and you go up far west, you end up with speed bumps. So you're kind of imprisoned. If you, if it's very uncomfortable to go over these speed bumps, what do you do? And some people have bad backs have had back surgery, older people have trouble going over this. So if there'd be another way out, out up to this point, there were

[12:11:00 PM]

other ways. But now if you if you put them right there at the beginning of greystone, there is no other there's no other way out. So one thing that I thought of to those electronic signs that tell you you're going too fast, I think those are really good too. I'm sure it reminds a lot of people that don't realize they're going faster. So there are. And then Chris had really other good ideas, but there wouldn't be any way out until if you get to deep woods. And that's just before west rim. So you'd have you'd be blocked in. And so I hope that you all would really look into this for people that have the same problem that my husband had, it was really hard for him and we always had to find different ways. And if we went over speed bump, he really hung on and it bothered it was very uncomfortable. So thank you. Thank you. And sorry for your loss. Yes. Kathie our transportation public works

[12:12:01 PM]

director, Richard Mendoza is here and he can walk you through what our process is. So, Richard, if you'll do that, I'd appreciate it. Next speaker is Alicia Taliaferro, followed by Debbie Romero and Anthony walker . Good afternoon. Council mayor Alicia Taliaferro I'm a native austinite. My family's lived here.

For almost a hundred years and owned property in east Austin and central and east Austin. And I have a situation Ann I wouldn't be before you if it weren't something that required some attention. I will start by saying that my family has worked for the city of Austin. I have relatives now that work for the city of Austin. My former brother in law, Timothy Cheatham, a building was named for him by the city of Austin. He was a

[12:13:01 PM]

mechanical engineer for the city. My brother was a P electrical engineer for the city, so I wouldn't be here if it weren't something that required some attention. I live on claymore drive and I awakened on November 1st to some horrendous sounds as house shook . There was construction going on outside. They were replacing water and sewer lines. I had received no prior notice. I called around, started with 301. I called about four different areas. Never could get an explanation. So being the resourceful person that I am, I call a news station and I had someone come out from KXAN, and by the time that that person arrived, one of the city employees from development services, Mr. Herrera, arrived

[12:14:01 PM]

Eid and we had a dialog and he was there to check permits. He checked with the contractors, found out that they were in compliance. And my issue was that by that time I couldn't drive out of my driveway, didn't know that it was going on. Ann looked at at 8:00, saw a little hole by 11:00 it was six feet wide and it was the whole driveway in the front of my yard . And I was instructed by the contractor, if you if you really have to leave, you can kind of drive along the sidewalk. Mok well, I have a nice car and I don't think I want to tear it up. Trying to drive on the sidewalk. So anyway, the news lady came out, did a story, it aired that night and Mr. Herrera spoke with her in front of me and he said that by 5:00 that evening I would be able to get egress from my home. I said, fine, I can live with that. But

[12:15:02 PM]

in doing so, I asked him about the project and how long it was going to last, and he didn't have details on that. But I want you to know that this is now June. They still are not finished. They have been back, I think now this is three times. And I don't understand the process. I'm a layperson. I'm not an engineer. But as it turned out, they were they were fixing the road. Here's my here's my problem, ma'am, I'm sorry, but your time is expired . Eid well, the problem is that I have a letter from a David Hernandez. We'll get somebody to visit with you. But I must. I'm sorry, but. Okay did you say that Tim Cheatham. Tim Cheatham . Yeah. I worked with him in 1980 at the Wright Wright that was my brother in law. Yeah Stephanie, could you talk to her and see if we can see what we can do to help? Thank you very much, ma'am. I'm good. Next speaker is Debbie Romero, followed by Anthony walker and

[12:16:03 PM]

max Heimlich. Mcwaters if your name has been called, please make your way to the podium, please. Yes, please. Hello and board members of the board. I'm here once again. Debbie Romero. I'm an advocate for go go mobile home park. I have left one of these. And every one of y'all's box. Yesterday letting you refresh your memory of what took place. Our case was closed three months ago. I'm here to inform you that the vendors that we had had Eid on this case, they were paying was paid out for 6000 for the go go mobile home trailer park. Well, they went back and took the funding out of the program that was sent through your to you. I belong in Austin and el Buen cementerio they took the funding from the vendors said that they were no longer going to do the funding which causes the go go mobile home park again to be placed this displaced again. I'm here to I'm I'm here and I'm saddened to let

[12:17:04 PM]

you know that due to this inconvenience to the residents as to the mental pain and anguish it has caused to the families, I have a sibling as well that was there on the property. She passed away three days ago. I'm here to inform you that the they're here asking for funding to help the community with the community is, the community are needing. They're needing y'all's help for them to function because right now they're neglecting the community's needs. Many people are suffering due to loss of income, loss of housing. Again, the program was needed to help them being in place in homes, which everything was taken care of three months ago. And for them to go back and take the funding from the vendors, the vendors that forced them to be homeless again, Ann it needs to be addressed. My sibling has passed away three days ago. And then for them to say, oh, I'm sorry for the inconvenience,

[12:18:05 PM]

this y'all can have the funding now and needed to be addressed. Somebody has to be accountable for her death. This is not the first death that's been here due to the trailer park replacement displacement homes. There's a second death. There's many trailer parks out there in Austin. I don't want this to happen to somebody else. These programs that are asking for funding here, they need to be properly trained, that they that somebody is overseeing the programs, that their funding is going to. The purpose, the cause. We're just the voice of the people that need to be heard. We thank you all for y'all's commitment to oversee, to help us throughout everything. Like I said, the case was closed. Everything was going good for three months. Then they took the funding away and then that's when my sister passed away. Two days ago. We've been fighting it for three months. Mean three weeks and I got to get be here present with you and I take it very seriously to be here before you. And I thank you for taking

time out, but I just want to let you know that, please don't let this happen again to someone else. I can't bring my sister back and say, okay, they're going to give you the funding.

[12:19:05 PM]

Three weeks later of mental pain and anguish that it was caused to her. She can't. She doesn't need her home anymore. She's already gone off to be with the lord. So these programs need to be checked out. And please have someone oversee them. Any questions about the funding that was taking place that was just taken away? Thank you for being here. All right. Thank you. Sorry. Sorry you lost your sister. Next speaker is Anthony walker, followed by max Heimlich, Mcwaters. Sometime the question has to be asked. Those that come down here to city hall is the city council really listening? Eid. And if they listen how they responded. I had an opportunity in my life to serve in the military. I've been to many countries and I have not experienced a witness more racism or discrimination in other country than the united States of America. For when you have a sitting president Burt in a national debate on the stage,

[12:20:06 PM]

they refuse to denounce white supremacists and the next day the Republican party don't respond. That lets the world know that America is divided among racial lines. One of the one of the most fierce person, dangerous person in America is when you have a racist cop. But let me get it straight. There are some good cops in America that come to work every day. They want to make a difference for many generations to come. But you also have some sorry, dirty, no good, low down bad cops that got bad intentions. So what I want to do, I want to use this box as a tool just to make a point where a first grader will understand where I'm coming from. This is a box. If it's an empty box, it's nothing. If you take this box and you put a mouse and you put a snake in this box, what do you think going to happen? The snake is going to attack because that's his natural instinct. It's only doing what come natural to him. When you have a cop that's been brought up from a child to be hatred and racist towards the

[12:21:07 PM]

black and the brown, that cop is going to attack whether they do it physically, mentally or emotionally. That's their natural instinct. So the law enforcement agent, they're trying to offset that, send these guys to sensitivity training, diverse training, culture training. Let me tell you something. You can't train no darn snake. And this is real . And all of a sudden, the police department want to team up with the department of public safety, an agent has a track record, a history of discrimination. The good old boy system. Why do you think the complaints went up in the African-American and brown community? Why do you think a lot of African-American and hispanics was arrested on misdemeanor that you should be able to get a citation for when someone get arrested for a misdemeanor, a lot of times you have to wait

48 hours before you see a judge. And if you ain't got the money to get out, you got to ride it out. So you send these guys out here to track this is not right. Yeah they did some great work. We appreciate them for taking some guns off the street to help them out with the 911. But that does not offset who they are and what they've been doing. If y'all decide to bring them back, we

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got to have a dialog, a real dialog, a real conversation so we can work together. If they not working with us as a group, as a team, then we're never going to be successful. You as our elected officials, you have to be able to respond to the needs of the people. Our government ought to say, when your government fail to respond, that government body needs to be reformed or it need to be abolished. We don't have to wait for a change to come back at a national level. We first met start at a local level. Every citizen, every business, every community city makes Austin, a city in Texas, Texas, lone star state in America, in America. My brothers and sisters in Christ is one nation under god, with liberty and justice for all. May god bless us all. Thank you, sir . Next speaker is max Heimlich Mcwaters, followed by Joshua kinchloe, followed by Chris Gannon. How's it going, y'all? I've never been to a city council meeting before, but this topic is important enough for me to be here today. My name is max Heimlich Mcwaters, and I'm a

[12:23:09 PM]

rising junior at saint Edward's university. I'm here on behalf of rethink 35 and Austin student population on this lovely Thursday to speak about my concerns regarding Texas expansion to I-35. As a native austinite, I am intimately familiar with I-35. In my childhood and teen years. We moved a lot. I've lived as south of slaughter lane and as north as palmer and most places in between. In doing so, I've experienced firsthand the prominent barrier that I-35 has become, not just separating the east and west, but the north and south as well. It is my belief that a major highway running right through the city hurts Austin. What Austin is at its core, a community. I don't know how often y'all have tried to cross over 35 or under 35 on foot, but it isn't. But it is not fun for a few years I lived very close to 35, but me and many of my neighbors almost never crossed it. The unfriendly sidewalks and high speed traffic on the frontage road made it dangerous to cross on foot or by bike, and there were no bus

[12:24:10 PM]

routes to access the other side . Therefore, despite living just a few blocks away, an entire section of the city was inaccessible except by car. This inaccessibility leads to an overreliance on cars and therefore more congestion on the highways. Luz. I worry that a proposed expansion will not help but hurt Austin's worsening congestion. A few weeks ago, my friends and I were driving back from Georgetown at around

10 P.M. What we expected to be about a 30 minute drive turned into a couple hours as traffic continued to build up. We expected some kind of accident, maybe a road closure, but it was construction. They were tearing down the median to make room for another lane. Looking behind us, all we saw for miles were stilled headlights. If this was the effect of nighttime construction that far outside of Austin, I can't even imagine the impact of construction around the downtown portions of 35, the traffic won't stop once construction is finished either. If you aren't familiar with the term induced demand, it is a phenomenon in which more supply leads to more demand for a product. In our case, more lanes

[12:25:10 PM]

will attract more drivers. This will prolong our traffic problems as rise the rates of death and serious injuries on the highways and exponentially increase our carbon emissions. The city of Austin wants positive change, not an expansive and expensive band-aid solution. As a college student, some of my best memories are walking around my campus with my friends, setting up a picnic blanket on the saint. Ed's sprawling grasses. When you are sitting under the trees, the most noise you hear are from the people walking by or the birds above you. It is one of the only public spaces in Austin that truly has no pollution noise pollution coming from major roadways. I fear that a highway expansion will disturb this delicate bubble and my final two years of college. I want to be able to walk outside without the highway noise worsening. I want to be able to walk down the frontage road without feeling scared of a car going 60 miles an hour just a few feet from me. Ultimately, me and many other students who could not be here today disagree with how much Austin relies on its cars and packed highways and would prefer a more sustainable solution. Ann. Thank you. Next speaker is

[12:26:12 PM]

Joshua Kincheloe, followed by Chris Gannon. Good afternoon. Council members. It has come to my attention that the state of Texas under dot intends to expand interstate 35 through central Austin. These intentions aggravate me as some of the implications of this elaborate expansion plan will prove detrimental to the adolescent experience in central Texas. Based on my perspective, the concerning aspects of this expansion, the eyes of this speaker. As a local student in the Austin area, are as follows. One the partial acquisition of the butler hike and bike trail by tex dot for the storage of construction material during this expansion. This is a major blow for those who utilize this trail and what is ultimately one of the most recreation cities in the country. Two the location by which polluted water runoff from this expanded interstate will flow under current projections is town lake via a new drainage system allowing tumor creep

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myself tex dot will expel polluted water into town lake through this highway expansion. Three the prioritization of cars over public transit Austin students ride trains and busses for free with capmetro and this service is well utilized as many students cannot or choose not to drive due to Valdez social and economic concerns. Why invest in only drivers when public transit could service all austinites for Texas high schools teach the principle known as induced demand in their geography curriculums, which outright proves that expanding highways increases traffic. Students like myself wonder why this state is pursuing highway expansion when it is universally known that automobile trip times will increase along with energy waste and air pollution. Five numerous homes and small businesses which serve both low and higher income individuals within demographics that include young people and students, lie along the current I-35 frontage roads. It is imperative that these small businesses and home sites be saved as it would be foolish to remove these housing and commercial units in a city notorious for lacking necessary affordable housing and commercial real estate. Overall,

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I believe the state of Texas under on these key issues, stated above and many others which have not been brought to light in other contexts, should not be further fragmenting. The politically important and ecologically sensitive capital of Texas by expanding the ever congested widely hated interstate 35. Instead I urge you council members standing before me today to generate difficult conversation burns with Texas transportation lawmakers and take a stance as the city of Austin against the state's intentions to pursue this faulted infrastructure investment, which, in my honest opinion, will never yield success or benefit in any form or fashion. Thank you for hearing my concerns this afternoon. Thank you for being here. Chris Gannon. Hello zo hi, good afternoon. Council and mayor. My name is Chris Gannon. I'm here with my

[12:29:15 PM]

boys roos and caspian. We see you. We're here in opposition to the expansion of I-35. I heard the other day the mayor said that he wanted to make the city of Austin the best place to raise kids. So I wanted to bring my kids so that he could hear firsthand their thoughts on the expansion of 35. The first up is roos. I'm told he has some notes . Okay. The highway is loud, dirty, windy, dangerous and bad for our health. The highway makes it hard to bike to school

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, get the highway out of our city. Thank you. And we've got caspian up next at the caspian. Rey. Do you have your notes? You can speak right into so yeah, there you go. So we need more trains. We need more bikes. We need more skateboards. We need more boats. We need more Lakes. We need more

train tracks. We need more people. But abolish cars. All right. Thank you. Thank you. Roig caspian. Nice job. Thank you for being here. Those are all of the speakers that we have for the public. The 12:00 time, certain public

[12:31:17 PM]

comment period members tirz. It's my understanding that that council member Kelly has questioned whether we actually took a vote on the motion to reconsider order on item number 71. We've looked at the record and we did Eid one, two, three, four. Hang on, I got to get a quorum. There. We got it. We have it now . Members council member Kelly questioned whether or not we take an a vote. We checked the record and we did have a vote. It was done based upon a no objection. However council member Kelly would like to have been shown objecting. She moves that she be shown in the record as objecting to the motion to postpone. I mean, sorry, the motion to reconsider that led to the motion to postpone the item until next week. Without

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objection. Ann to her being shown voting no, councilmember Kelly will be shown voting no on the motion to reconsider. Order thank you. Council member members. That's all we have until we have live music. Getting ready to start. But until the time certain of 2:00, which will be the zoning matters . What I'm going to do is we will recess until 2:00. I need to let people know the council knows this. I will not be back at 2:00. The mayor pro tem will be presiding because I need to travel this afternoon to the United States conference of mayors. So with that, that without objection, we're recessed until 2:00. It's 1232.

[12:40:09 PM]

For a real treat today. Oh, I was just on. Are we good? Test. Test. My day goes. I say typekit. Everybody goes. No, no, no, no. Well, my name is anastasia. Yes, yes. Yes we've met before. No, we've never met before. It's a pleasure. Yes, yes, yes, yes. All right, great . Well, then let's kick this thing off. We have a real opportunity today and something exciting. And that is anastasia Hera is here. A rap artist, songwriter, vocalist, producer, actress. She's widely considered a standout, a true innovator amongst her peers with a catalog of five well-received Eid projects, several successful

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genre bending collaborations, multiple knell best female artist nods than the Austin hip hop awards. Recognition from respected media dynamic performances at sound on sound fest, south by southwest urban music fest and fun fun fun festival anastasia has worked to design and define her own niche within contemporary music. Always one to go big. She has teamed up with world class musicians, the heroes, to develop her artful, energetic musical pieces for the live stage ladies and gentlemen, anastasia Hera. Thank you all right, anastasia Hera in the heroes. Are you ready? Let's do it. So we're going to do a couple songs for you today just to inspire you and send you on your way. Yeah. You know, this music is how we communicate with

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the world, with ourselves. Ralls with the future. How many people you know, take it this far? We're going to take it to the moon. And I wrote this one for my great, great, great, great grandkids. How many people you know, just a little bit of inspiration. We're going to take it to the moon. Take it to the stars. Check this out. How many people you know will take you this far? Look everything risky to everything crispy. Everything hits me that everything's history. Everything simply everything. Get me everything temps me. But everything is empty. I give everything in me for everything to miss me. Message to the future. Know my grandkids listening want to masterpiece make everything sistine Eid what's flattery? Yo, everything's ending every mental challenge hold your balance doesn't matter. You just keep sprinting off of no collateral. Foster your ministry, rebel. Be your radical son. You got it, honest. Because your grandmother was magical. Everything practical is everything

[12:43:12 PM]

applicable. Nothing beats the message when you love who you rapping it to. Life is what happens to you. Snapping you, trapped in it to cooler heads prevail. It's a skill. I'm gonna pass it to you. Everything is nothing without passion. Everything you want requires action. Everything's a question answer in your own fashion. Before what anyone can tell you. Anything you decipher everything. You better know it. Lastly, everything is yours. Make everything work, even when everything hurts. Aside from everything, please know your own worth. Aspire to the heavens. Set fire to the Earth and conquer everything. Yeah, everything. Everything. Yeah everything. Everything yeah. Aspire to the heavens. Set fire to the Earth and conquer everything. Everything everything, everything. Yeah, everything. Everything aspire to the heavens. Set fire to the Earth and conquer everything. Everything to the lugo. Sounds great. Take it to the moon. Take it to the stars. Love aspire to

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the heavens. Set fire to the Earth and conquer everything. Everything yeah. Thank you. All right, one more. One more. This one is called black girl. Yeah. And I wrote that because that's just what I happened to be. But whatever it is you are in this room here today, be the best that. That you can be. It's my encouragement. Yeah. We say, girl, black girl. How you do that? Black girl, girl, black girl. All right, sunny black girl. Black girl. Tell me how you do that. There black girl. Black girl, girl, girl. All right. Oh, I hate to break it to you so, baby, I'm a winner. Let me elevate you. They try to put them on. They wasn't ready, though. It ain't nobody want to

[12:45:19 PM]

rumble with the innovator. Now it's getting to the point. Now I kill them with just a little. Know how we don't worry about another chick? Cause I can shut the whole show down, huh? Back on stage and I'm pacing like a lion trying to set the world on fire. You ain't got to know where I've been cooking up. Just let me know when you're ready to look at something. Yeah my mind. I don't know if you remember that girl. I don't know if you can swim in her world. Hate on that. All that you want to she good with that? And you know why? Because she good with you. See, I knew what I was doing when I walked in the building like this. Artist like this. I can give it to you, baby. You don't even know me. Yeah they say, girl, that girl. How you do that? There black girl. Black girl. That girl girl. That girl. Black girl. Tell me how you do that. Tell black girl black

[12:46:22 PM]

girl. Black girl. Let me tell you, it's only one way to keep it banging, though. You people are looking at one hell of a motivator. Yeah, I try to put them on. They wasn't ready, though. So now I got to deal with these wack issues. Yeah now I get to act like I can't practice a little act Wright sometimes that's what that's like. Sometimes Wright just don't pass me that mic. I'm so cold that that is not right back on stage, shaking out the feelings, moving like I do for a reason. You ain't got it like it? Yeah. No, it hurt. Just let me know when you're ready to get to work. Yeah. My mind. Don't know if you remember that girl. I don't know if you can breathe her air. Hey, don't that all that you want to hate on that? All that you want to. Yeah. Cause I knew what I was doing when I walked in the building like this. Huh. I can give it to you, baby. You don't even know me. You don't even know. Hey, see? I knew it. I was doing when

[12:47:22 PM]

I walked in the building like this. Like this. Like this. Like this. I can give it to you, baby. You don't even know me. You don't even know. Hey, they say, girl, black girl. How you do that? Black girl. Black girl, girl, black girl, black girl. How you do that? Girl black girl. That girl instead of red girl. Hey and I ain't never met nobody. Let go. Me looking for the good. I'm for the one and only not a thing to say about it. I just

seen some real things. I shine my way about it pretty baby. You could bet it ain't nobody better. If you need the perfect weapon, then you know I got it. I prefer to get it poppin. We can talk whenever. It's unbelievable. But I just get it honest. Yeah. See I knew what I was doing when I walked in the building like this. Huh. I can give it to you, baby. You don't even know me. One more

[12:48:24 PM]

time. Hey, see, I knew what I was doing when I walked in the building like this. Like this. Like this. I can give it to you, baby. You say, girl, girl, girl . How you do that? The girl, girl, the girl like girl. The girl to me. How you do that? That that girl girl. Let me leave you with this. Maybe I'm a greedy young lady, but never will I study living any other way. Maybe. But I'm okay. And if you okay with you, I'm okay too . Ooh. Maybe I'm a legend in a prime. Hold me accountable down to the dime that don't watch. But it's not my time. Everybody gets a day. This one's mine. No problem. Come touch the hem. Appreciate fans. I could touch

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the wind. But if it was just me and that pen we bust hymns. I must been seeing the plan. I must bend and represent. I've been ever since. Try brydan been all in ink. In the blood. Blood on the hand. Hand in the air. All because I can't. I do it all because I can't. Hey, hey, hey, hey. I do it all because I can't. What I say. Everybody gets a dangerous when mom. Hey. One time for my band, the heroes . One time for Tony. Ladies and gentlemen, my name is anastasia Hera. Thank you for having me. Thanks to the city of Austin. Qureshi. I get to do something special. Okay. All right. Be it known that whereas the city of Austin,

[12:50:25 PM]

Texas, is blessed with many creative musicians whose talent extends to virtually. Every musical genre and. Whereas, our music scene thrives Luz because Austin audiences support good music, produced by legends, our local favorites and newcomers alike. And. Whereas, we are pleased to showcase and support our local artists. Now, therefore, I, Kirk Watson, mayor of the live music capital, do hereby proclaim June first, 2023, as anastasia Herod day in Austin, Texas. Thank you. My pleasure. Now folks, if you want to see her, you can see her this Saturday, June 3rd at central machine works from 7 to 10. That's Wright and her website is anastasia.com. I'm going to spell that out for you. A N a str str H E rey .com. That's right. Thank you. Appreciate your being here. Oh, and I

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didn't get to state my rule for the day. My rule for today is take time to make a rhyme. That's all. It's good for the soul as a rapper. That's my thing. Take time to make y'all want to take a picture. You get one. Come on.

[12:52:34 PM]

Luz. Those materials, man. Me canto Eid

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nine. We're going to give it another minute or two to reach quorum and then we're going to get started on zoning.

[2:01:04 PM]

Not worried about that. All right. It is. 2:01 P.M. I am mayor pro tem Paige Ellis and we are going to go ahead and reconvene Ann the meeting right now we have on the dais council members Ryan alter, Jose Velasquez, chito vela Leslie pool I the mayor pro tem and then joining remotely, we have council member Mckenzie Kelly. So with that I will turn it over to joy to read us the information for our zoning today. Thank you so mayor pro tem and council joy harden with the planning department, your zoning agenda begins with item number 63 NPR 2022 0005.02. There's an applicant postponement request to your July 20th council meeting. The related rezoning item is 64 c1 for 2022 0114. Again applicant postponement request to your July 20th council meeting. Item 65 is. 2022 0016.02. This will be a discussion item for first

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reading only. The related rezoning is 66 c1 for 2022 0121. Again, this will be a discussion item for first reading only. These items will be coming back on your June 8th council meeting . Item 67 is c1 for 2022 0205. This will be a discussion item. First reading only. Again, returning back next week, second and third readings. Item number 68 is Singh c1 for 2022 0133. This will be a discussion item again, this item along with the owner initiated annexation, will be back for next week for final readings for those items. But 68 will be discussion first reading only. Item 69 is c1 for 2022 0142. This item has been withdrawn by

the applicant tonight, so no action is required for item 70 is c1 for 2022 0157 and this is being offered on consent. Second reading only. Okay. Thank you

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very much. And we'll go ahead and take all the speakers up front. Thank you. Mayor pro tem . First speaker is Gina grande. Speaking on item 65. Hi there. This is Gina grande. I am co-chair of the river bluff neighborhood association. Our neighborhood is less than 500 yards from the board and property. Honestly, I'm shocked that the proposed redevelopment has gotten this far without orders for an environmental study, a water quality study and a traffic study just to start. This definitely wouldn't happen in west Austin, Ann this is one of the first major redevelopments in this highly ecologically sensitive area, which includes a 43 acre wildlife preserve on the Colorado river across from the 400 acre Roig Guerrero park. This forms a huge, dense natural area filled with wildlife just a stone's throw from downtown. The oversize scope of what this developer wants to do here is entirely out of scale and out of sync with where it's located and

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what this area can handle. Mayor Watson and council members vote no today or postpone the vote on a zoning change until proper studies can happen. We cannot set the wrong precedent for this entire corridor along the river. Thank you. Next speaker is David king speaking on items 65 and 66 . My name is David king. Please vote no on the board of zoning in east Austin. Please support east Austin community and neighborhood requests for a 60ft height limit. 65% impervious cover limit and 100ft. No build buffer from the Colorado river. Preserve the potential environmental and ecological harm to the Colorado river adjacent parkland and urban wildlife habitat is obvious and yet completely unstudied. The impact on surrounding neighborhoods. Some of the last

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affordable pockets left in east Austin is equally obvious, particularly in this project, with no affordable housing. This upzoning should not proceed without more thoughtful review of the adverse impacts it will have on the community and the environment. Please support a thorough environmental review of the development site and impacted areas. Conduct a proper planning process for the urban river corridor that allows redevelopment while protecting the riparian greenbelt. Extend the waterfront overlay along the Colorado river to the city limits in east Austin. Require the development to be consistent with setbacks that provide a healthy buffer from the river and parkland and height and impervious cover limits that are no more permissive than allowed under commercial zoning. Protect the wildlife sanctuary by requiring dark skies and noise mitigation standards and no direct access to the

sanctuary from the development. Absent community investment commitments that are commensurate with the requested zoning do not approve

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any development entitlements beyond what is allowed under the current zoning for this site. Please vote no on the board and tracked up zoning in east Austin. Please support east Austin community and neighborhood requests for a 60ft height limit. 65% impervious cover limit and 100ft no build buffer from the Colorado river preserve. Thank you for considering my comments and thank you for your service. Next speaker is Dustininhos speaking on item 68. Hi. Do you have my slides to share? Shaw I think I emailed them. Well, yes. Yes, we have them. That's okay. I was just going. Can everyone? Oh, you do? Okay it's not showing on the live view. So the first slide I was going to share is just a location within the pioneer hills Wright, which borders which is the nearest multifamily to the south. You can see the green arrow is the location of the proposed rezoning and runs kind of

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southwest and northeast in the picture. I just want to point out that within the pioneer hills farm, I see 125 foot distance between the multifamilies and the single family homes. Next slide. So what that pretty much looks like is shown here, there's 150 foot to the south and I just want to point out that in their own development, they're, they're not doing a 25 foot setback, which is apparently the setback requested. And the multi family, there is only three stories as and not for so then the final slide is just it's the next nearest multifamily I could find up desktop. So it's just a little bit further north. So I and in blue you can see, there's an 80 foot distance between the single family homes and the multifamily, which would be closer to the proposed 25 foot

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setback between house to house. But those are only two story units in that location into the four story units, which is what's being proposed for. You've got 100, 250 foot setback. So just requesting that you really consider putting that tall of a structure without sort of a buffer zone right next to houses, I, I bought this house a year and a half ago and my due diligence, of course, I looked up the zoning and it said single family too. And I thought, oh great, okay, well, they'll build houses someday. That'll be great. So it's, you know, it's just it's upsetting to consider a four story building or three story plus the roof and everything else going up right in our backyard. 25 foot off, off of my fence while looking, looking in. So thank you for your consideration. I appreciate it. Wright next speaker is Tracy Witt speaking on items 66 and 67 council. The

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plan development area tool is delivering huge developer dividends today at an environmentally sensitive site in go valley and at a site adjacent to a small, historic mixed use neighborhood in central east. The pdr is delivering nothing in the way of superiority requirements or community benefits, with a combined with limited industrial or commercial highway based zoning. Pdr is an option to Wright one's desired height. 95% impervious cover permitted uses and zero foot setbacks. It cannot require that housing towers rather than hotel or office towers, are produced with the entitlements, much less require affordable housing on site. Regulate vehicular access or tree protection like a pud, cmu cannot be added to a pdr third party agreements for affordable housing are not part of your backup, so the public has no information about the quality or contingent of any assurances about affordable housing from the applicant's allowing ff to be combined with the pdr tool on any size tract has expanded the options for inferior projects in certain parts of the city, but not others. How are you going to ensure that a pdr project has to deliver the same superiority

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requirement as a pud in the Denise case, ledgestone has given the neighborhood a private covenant that is only enforceable if ledgestone or its purchase agreement. Assignees specifically close on the property. If ledgestone Alyssa purchase agreement expire without assigning its rights and other entity make both on the property and the private covenants terms that address quality of life, safety and environmental concerns will not apply since the city cannot do the heavy lifting. Please insist that a covenant running with the land and not contingent in any way on a specific buyer be executed before third reading approval. Large Leslie. Can we clarify if a neighborhood plan amendment is needed for mixed use to hire dense mixed use for the Denise case? And if not, why not? Thank you. Next speaker is Lauren Rochelle speaking on item 65. Hello. I'm just calling in regards to the board Ann tract and, what I am calling. I am an

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architect and I'm also a neighbor, but I also the main thing that I'm concerned with right now that has been discussed previously is the adjacency to the Colorado river and not having a buffer as well as as the impervious coverage Paige the impervious coverage of 90, the proposed 95, it really adds considerable concern burns of runoff and Ann. And the given that the river is so close by, it would pollute the river and a and really be detrimental. And so I just wanted to raise awareness to that. And thank you that is all. Mayor pro tem. That concludes all of our remote speakers. I'll move along to our in-person speakers speaking on

[2:12:15 PM]

item 65 is Susana Almanza, followed by Mario Cantu and Megan meisenbach. If your name has been called, please make your way to the podium. Good afternoon, mayor and city council members. I'm Susana Almanza with poder and I'm here to talk about our representative, councilman Jose Velasquez, being forced to recuse himself on this very critical case, thus silencing our represent is silencing our voice. One year ago, Jose Velasquez served on the east Austin conservancy. One year ago, he's no longer on the east Austin conservancy, yet the east Austin conservancy is the reason that he's being forced to be silenced and not represent our concerns and our issues on this particular case. We need the legal rules. Singh that has forced him to recuse himself because we intend to challenge this in court when our

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representative is recused because he served on a board a year ago and no longer on there. And he cannot represent the voice of the community, then we have a giant issue about this concern. We feel this is very undemocratic and it's just another ploy. Support Singh the developer on this particular issue, because when our councilman cannot represent what the community concerns are, then nobody's hearing us. And so it's very important that we see these legal interpretation because we intend to challenge it. We ask you to oppose this zoning case on the board Ann track. There has been no environmental impact assessment done on it is very important that we look at people instead of profits. Thank you. Next speaker is Mario Ken, followed by Megan meisenbach and Laurene Atherton. Good evening.

[2:14:16 PM]

Council Mario Cantu I just wanted to speak briefly about about interaction with contact teams and neighborhoods with applicants that are coming in and are asking for increased height. There is zero affordability that comes with this. Just a while ago, earlier I heard from a council member over here a little bit to my right how he mentioned how we were in a housing crisis. If we're in a housing crisis and we don't address the affordability that doesn't come with developers Swint that has the opportunity to give affordability, then why are we doing that and why do we continue those problems? The other thing is, is that there could be a big environmental impact on this as well, and that needs to be reviewed. Another thing that we are also running into is that a lot of the applicants come in and they give us a promise that there's going to be with the vertical. They're going to have commercial at the bottom of these nice, tall buildings. I don't know if you know, but over on south congress, there's a lot of areas

[2:15:19 PM]

there, rental properties that are dormant because people cannot afford to rent them for coffee, shop for a taco place or anything like that. So we're having them dormant. So the applicants come in, they make the big promises and say, you know, you're going to get this. Everybody can bike there, everybody can take the rail, everybody can walk there and there's no walking, there's no biking, there's no rail, and there is no rentals because it's too expensive. So we need to know what is the guarantee that's going to take place with these things and these issues and these ongoing problems that we have with the affordability, the environmental impact and the so called rental spaces that we're able to walk to, that we do not have. And it's getting worse and worse. And we need to make sure that we hold accountable not just the neighborhoods, but if the applicant wants something, we got to make sure that the neighborhood is getting something back in return because it's always take, take, take and no give. So we got to make sure that that takes place. Thank you

[2:16:21 PM]

. Next speaker is Megan Meisenbach followed by Lauren Atherton and Christopher Brown. If you are here, please make your way to the podium. If your name has been called after Christopher Brown is Noah Elias, followed by Pedro Hernandez, Luz, followed by Daniel Yanez. Hello, my name is Noah Elias. I'm from Montopolis, district three. I'm here to ask you to oppose. We're asking the city council to oppose the board and track as it's proposed, because it asks for 120ft and thousand hundred unit development project with 90% impervious cover. And it has no affordable housing component and no environmental impact assessment or a traffic study adjacent to the Colorado River Preserve and the Colorado River in East Austin and if you think about the if you think

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about the affordability part of it, yesterday we talked to some people that work at the board plant that will be let go when the board and plant closes. And when you think about this development, none of those employees, none of those workers will be able to afford to live in a place like this. So we ask you to oppose this, to postpone it and make sure that the community actually gets some benefits out of this. Thank you. Next speaker is Pedro Hernandez, followed by Daniel Yanez, followed by Adrian Macias. If your name has been called, please make your way to the podium. Pedro Hernandez. Hello. My name is Pedro Hernandez and I am with the Thompson neighborhood association. And Vasquez fields neighborhood association and Polgar. And I'm here just to simply say that we oppose born track. There hasn't been no

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environmental study done on that , and we need to oppose that track. Thank you. Next speaker is Daniel Yanez, followed by Adrian Macias, followed by Valerie Menard. I'd like to wait until all my paper is distributed to the council members. Is it? Yes. You all have that. Okay as you as you heard, miss Almanza, obviously we want you to reject the pdr and we suggest that they can develop under kzmu that would be under the criteria of the current neighborhood plan. I want you to know that seven other approved projects over the last few years, all within a half mile of this site, have all been developed within the existing code criteria, including two slated to be on the river. Two of those projects did it on their own without coming to the contact team. Our neighborhood plan is our neighborhood's vision. For an

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edge of town industrial site into a vibrant downtown neighborhood that everybody wants to come to now go valley Johnson terrace in particular. And east Austin in general have been to have have been experiencing this transition through gentrification Ann for a number of years now. And we want to ensure that the residents and businesses of east Austin old and new, are able to surf the gentrification and not be wiped out by it because that's what's happening. The scope of this plan is way too big. We haven't even talked about the transportation you see here. Here's the bordens track. This is the lavender loop to lane street, 80% of the ingress and egress is right here. You can fit two cars here. You can fit two cars here, two cars here. Current current traffic is. 500 trips per day. It's projected to be over 21,000 trips a day. Can you imagine rush hour with even

[2:20:29 PM]

. 15,000 cars a day? This is impractical. But if they develop under CSS, then we can both win. Mr. Subtle. And the reality is, is that there is no conflict of interest. You look at that second page in November when we first talked to them, there is no conflict of interest. East Austin conservancy is not even on this list for this case. It's a blue heron. Don't let yourself be tricked. Otherwise Luz, you're not with us. Next speaker is Adrian Macias followed by Valerie Menard and Carlos pinion . Good afternoon, Ann. I was here to echo as a representative of the Colorado river conservancy. I'm the project director Shaw. And so here, of course, to echo what you're hearing, which I'm glad you're I'm hoping you're hearing from the neighborhood and also the folks that have talked about the lack of any kind of environmental study and the risk

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to the neighborhood, but also to the river. But now that we know that there may not even be a representative for district three to speak for these issues, I thought of something else. I thought of how someone I don't know who I don't think it was anyone of substance. The ones compared Austin to the blueberry in a tomato soup as it reflects Texas. If this is true and we lose our representative to today to speak that we need some more blueberries. So I'm asking and looking at all of you and hoping that you can step up and be a blueberry today. Shea to protect this district and this neighborhood and this this development is going to happen, but it doesn't have to happen at this scale and with this cost and with this kind of disruption. Pump the brakes, please. Let's get some studies done and let's let's let the neighborhood and community decide what is compatible to them. Thank you. Next speaker is

[2:22:31 PM]

Carlos pinion followed by Marianne Sanchez, followed by Roy Whaley. If your name has been called, please make your way to the podium after Roy Whaley is Brian zamesnik, followed by bill bunch. After bill bunch is Jordan palmer, followed by Mike Tolson. If your name has been called, please make your way to the podium. If your name has been called, please make your way to the podium and state your name. Good afternoon. I'm Brian zamesnik from save Barton creek association, where I'm the advocacy director. We were founded in 1979 and we now work to protect all streams in central Texas. Spca opposes the proposed rezoning for the Borden

[2:23:32 PM]

track. The review process has been extremely limited and skipped the environmental commission. This concerns us since the Borden redevelopment would sharply increase impervious cover and sharply reduce setbacks. This will sharply increase the amount of runoff pollution flowing into the adjacent Colorado river wildlife sanctuary and into the river itself. At present, the Borden track has around 50% impervious cover, plus wide setbacks. Next to the wildlife sanctuary. The redevelopment proposal would increase impervious cover up to 95% with no setbacks next to the sanctuary water engineers refer to the first flush when discussing the stormwater pollution Ann. This means that the first inch of rainfall will wash away most of the pollutants on the surface of impervious cover. The first flush of runoff can be just as contaminate as raw sewage. Good design can mitigate stormwater pollution.

[2:24:33 PM]

Last year the council amended the land development code to require the use of green stormwater infrastructure in new development. Several projects in Austin have recent projects have incorporated green infrastructure as well as generous setbacks. They show that it's possible to be economically successful and environmentally protective at a minimum impervious cover for the board and

redevelopment should be limited to no more than 65. In addition, setbacks of at least 100ft should be required next to the wildlife sanctuary. The redevelopment should also to follow the city's new requirements for green stormwater infrastructure. Our spca asks the council to hold the board Ann project to the same standards that the city expects from other developments. Thanks. For who. Next speaker is bill bunch followed by Jordan palmer, followed by Mike Tolson

[2:25:37 PM]

. Ann. If your name is called, please make your way to the podium. Then the next set of speakers is to on tron speaking on item 68. Go ahead sir, please state your name. Hello my name is Mike Tolleson. I'm here to speak on behalf of the sweet hill neighborhood association of which I am the president. And I'm speaking in connection with item 67. On your agenda regarding the Denise condos as a residential neighborhood, we naturally have many concerns about a large commercial project being developed across the street and within the borders of our neighborhood. But we also recognize the need for more housing and including affordable housing. We have reached an agreement with the developer purchasing the property that mitigates many of those concerns , as this includes the building of townhouses along east 16th

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street, where we're permitted and a long list of prohibited uses as a result, we support the rezoning request as amended and the conceptual plan that has been presented, which includes a 200 to 230 foot residential tower townhomes along east 16th street, Ann, and 10 to 12% of the units meeting city requirements for affordable housing depending on the height . Now to achieve and ensure these developments, we are requesting a condition be imposed on the property that limits the height to 40ft along the southern border of the property, fronting on the 16th street for a distance of 50ft into the property and the list of prohibited uses that have been agreed to by the applicant . We ask that you approve the rezone Singh and the conditional overlays that we have requested Eid, which will achieve a project within the maximum amount of community benefit and provide some additional diverse

[2:27:38 PM]

housing for our neighborhood. Thank you. Good afternoon. Council members. My name is tuan Tran and I'm here to highlight my two concerns regarding the proposal of rezoning the property on Vanessa road to mf4 . So there are two concerns. The first point is the income compatibility with the existing structures. The proposed development is very incompatible , knell and incongruent with everything with its surrounding area, with the adjacent properties are zoned for single family with only a 25 foot setback, the proposed four story apartments on the hill will be towering and looking down onto the

existing single family houses in the five mile stretch on dessau road between highway 183 and east Parmer lane, the tallest apartment complexes has only three stories. There are no

[2:28:39 PM]

four stories at this point. So with this development, if approved, will be the first having the four story apartments near a single family residential area within the five mile stretch. I would like the council members to reconsider the zoning designation of this property in order to keep in character with the existing residential area. This tract of land should be developed as sf6 or at most F two instead of mf4f mf2 designation may be applied for the use of a multifamily residential area located near single family neighborhoods. And that is what we are. The second point is safety. With all the development over the years on the desert corridor, we have been experiencing excessive traffic congestions, traffic violations and accidents. The intersection between del sol and the main street of our community is very dangerous. The rezoning property is only 1000ft south of this traffic light, and we are concerned about the increasing

[2:29:40 PM]

traffic volume as a result of mf4 slightly south of the proposed development property. There is a blind curve upon coming onto this this blind curve veering right. The property sits on the right side, drivers on the road will not see the incoming traffic, so we request a thorough traffic study and appropriate safety planning before approving this development. Thank you for your attention. Next speaker is Amy Hayes, followed by Burt carpenter, followed by Catherine Horton. Council members, thank you for your time and consideration. I'm a resident of collinwood west, as well as building a house in the woodcliff neighborhood. So I have a lot of interest in this specific dessau road rezoning case. I will state very simply that designating this site as mf4 is wildly inappropriate and defies the very purpose of

[2:30:41 PM]

zoning, which is to ensure compatible uses and appropriate transitions across types and uses of property. This is not the case of nimby for me. I welcome responsible, respectful growth in our neighborhood just across Driskill from this property, two parcels were just rezoned sf6 in the last year which I supported as an appropriate density that maintains the established feel of the community. We no structure within a mile radius of this site is more than 40ft in height. My primary concerns for rezoning to mf4 Shaw are the spirit and intent of bordering neighborhood plans are being completely disregarded as well as the valid petition filed by adjacent property owners. This property is within the wildlife urban interface at a very high risk for wildfire for quickly evacuating the density of mf4 via a single access to dessau is not feasible. Third, visibility is very poor, turning right onto dessau due not

only to a curve in the road immediately to the south, but also the topography coming up from the creek to the south, turning even right out of this complex would be extremely dangerous without a light. The

[2:31:42 PM]

pioneer hills subdivision just to the south has been begging for the city to install a light to allow them safety to safely access their neighborhood for years. And they're still waiting are also concerning is the runoff created by 70% impervious cover and proximate to polecat and walnut creek's not only because of flooding but also from a water quality erosion and environmental standpoint. The 55 to 60% impervious cover restrictions of 1 or 2 would be far more appropriate. We are not being unreasonable. We simply want a multifamily designation which would give reasonable height restrictions and impervious cover compatible with surrounding uses. Mf one and mf two are intended as transit Ann Zones, which is what is needed here. Even mf three would be a huge improvement. Burt. Thank you. Next speaker is Burt carpenter, followed by Catherine Horton, followed by Matt Horton and Christopher brown. Thank you. My name is Burt carpenter. I'm here to speak in opposition

[2:32:42 PM]

to item number 68. That's the rezoning of 100 and 701 dessau road, the wood neighborhood and all owners of other approximate properties are primary stakeholders in this rezoning proposal. Collectively border all sides of the subject track share the same watershed and require proximate access to the same arterial, namely dessau road. All are zoned and built as a single family. One, 2 or 3. To be clear, we fully acknowledge Austin's housing crisis in support it. The city's efforts to increase housing. However, development must be done responsibly and sustainably and address the needs of all stakeholders. This specific proposal to rezone mf4 does not meet these criteria for any rezoning decision should be postponed until after a traffic safety and environmental impact studies are done to justify the number of units that are proposed to be built in this site. Furthermore the structures must be limited to a 40 foot height. Three tenants support this position. Ann mf4 allows four story 60 foot structures. This is in congruent with all the adjacent zoning and development, which are all

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single family two story max. There is no precedent for inserting tall structures such as this among single family neighborhoods, all other new structures along dessau road are three story 40 foot max. Now there is no justification or need to build this one higher. One possible appropriate alternative is mf2 per the city's own zoning guide and mf2 district designation may be applied to use in multi-family residential area located near single family neighborhoods. This is not an mf4 or even mf3 traffic safety. You've already heard a traffic safety impact analysis has not been done at this corner. This dangerous

intersection near dessau road. Environmental impact assessment has not been completed for this sensitive area. The level of development will negatively impact the water quality in walnut creek, divert groundwater flow from the adjacent neighborhoods and environs, endanger heritage trees and disrupt the wildlife. In summary, the property should be rezoned E1D to no higher than mf

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two 40 foot height max to be established to be consistent with Austin's own guidelines for zoning. Thank you very much. Next speaker is Katherine Horton for by Matt Horton and Christopher brown. Mayor pro tem members my name is Katherine. Mayor please, can you hear me? Yes council member harper-madison. Thank you very much. Mayor pro tem. So to the last speakers point, I just want to have the opportunity to open the dialog. I think there are some considerations and some concerns. Where do people go so where are they going to go? I would like very much to open the dialog. I want you to contact my office and let's talk about where people will eventually go. We are running out of space

[2:35:45 PM]

where do they go? And that's a real question. And I'd like very much to have a candid conversation with members of the community just like you, about where people go, please, please, please contact my office. Let's sit down. I will buy you a meal. Let's talk about it. This is a real conversation that we need to have as a community. Thank you, council member and we've got I know some of your staff is on site. We'll try to make sure that connection is made. I appreciate it. Thank you. Mayor pro tem. Thank thank, thank you, sir. It is. It is this person's turn. Thank you. Go ahead. Mayor pro tem members. My name is Katherine Horton and I also come before you in opposition of the proposed rezoning at 010701 death road. There are four major considerations. You've already heard some of them. First is the safety on death road. It is a

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blind curve currently set at 50mph. There's over 100 accidents within a one mile radius of this intersect Ann on dessau road, and a third of those are over 50mph. Devastatingly there was another fatality on dessau road at our neighborhood in the last week or so. Safety is a huge concern on dessau, and if we are ever to reach vision zero, we must really address this. Even before building in this area. As you heard, we are not an nimby neighborhood. We appreciate the need for additional housing in Austin, but we are highly concerned about what this does to the safety on dessau. Our second issue is really around environment. This is a high flooding area and the creeks ability all drainage from this area of dessau road actually goes directly into walnut creek, which sits off to the east from this piece of property. There's also significant heritage trees in the area. It's part of the urban forest and community tree priority,

including the pioneer oak, which is over 500 years old and part of the original 1976 protected tree studies here in Austin. As mentioned, this is a

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high interface between the wild land urban interface and a major concern. The property also sits on a historical designation Ann in terms of being actually once property under the tonkawa tribe as well as part of the Chisholm trail that have significant historical investment. The third area is really about infrastructure here because of the number of included additional housing, the amount of traffic on dessau and overall our emergency services, specifically fire station 23 is in dire need of additional support as we continue to grow zo. Although this is part of an imagined Austin corridor, the public transportation here does not meet the vision of an imagined Austin. It's more than 7/10 of a mile to the nearest bus stop, which you must walk along a dangerous corridor without protection. Ann. And additionally the compatibility fee. We are asking that the city council look and study road traffic, environmental impact and geotechnical, and that we request a more compatible and appropriate zoning, whether

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that's sf six, mf2 or three. Thank you. Next speaker is Matt Horton, followed by Christopher brown. Thank you all members of the city council and everyone up on the dais. Thank you for everyone. It's come to me. Come here today. It's I've struggled with what to say here today because it's been really difficult for me to maintain maintain the mindset of the of the joyful warrior that I tried to take with me into all of my endeavors and the reason that is, is because we feel like we're up against a, you know, a goliath in in a developer and a city in a city government system that is designed to support one another and leave out the homeowners and the city in the residents and homeowners of this city. When you zone out, when you take single family designation and make it a multifamily designation, you're you're almost by definition making that rental only Wright. So what you're doing is taking home ownership opportunities out of the hands of people that live

[2:39:49 PM]

in Austin and want to live in Austin and making and leaving them the only opportunity as to be is to look to rental properties. I looked and you can you can rent a any number of efficiency or one bedroom apartments for \$2,000 a month up there on palmer road and dessau and you can and you can do that all day and none of that is going to help the quote unquote housing crisis that this that this city is experiencing. What you and so whether or not you know it you have your hands on the lever of the supply and demand of the housing in this city. And when you offer people the opportunity to buy and

own a home, they take it. If they don't have that, what they're left with is rental. And you know, you've heard all of the different arguments about compatibility and how how grossly incongruent this proposed rezoning is to the with respect to the surrounding neighborhood. And I can't even believe that we've gotten to this point before. You have rejected this out of hand. And that's what I'm asking you to do now, is to say, you know, Mr. Hartman, point blank when asked, said, you know, why does it have

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to be mf4? Why does it have to be 60ft tall? He goes, well, anything less than mf4 and the project doesn't work for us. So I respectfully submit that this might not be the project for you and that you've gotten in over your head and you're asking the city council to bail you out of a bad economic decision that you that you've already made. And, you know, I implore you to recognize the fact that the number of units that we've that that's been proposed over here was specifically chosen Ann to not exceed a threshold that would that would trigger a traffic impact study, an environmental impact study. So thank you so much for your for your time and your patience. And we are vehemently opposed to this level of rezoning. Not just any but not every rezoning. Speaker thank you. And keep it reasonable. Next. Thank you. Who next? Speaker is Christopher brown. Thank you. I'm here to speak on agenda items 65 and 66. The proposed redevelopment and

[2:41:50 PM]

rezoning of the board track. I'm actually probably the closest residential neighbor to the project in question. I was surprised this morning to read in the statesman, mister subtle commenting that there were no impacted neighbors. When I went out and I could hear the humming of the plant. But so it goes. I'm also a co-founder of the Colorado river conservancy, a project we started together with poder to focus on protecting the really unique and rare resource we have in Austin in the Colorado river below longhorn dam, where really unique to any major city in America, we have essentially the natural channel of the river that has been protected through a mix of community efforts by folks like poder and the neighborhoods and by the sort of inadvertent protections afforded by the legacy industrial down zoning. In this case, we have the first prong that the city is going to face that's outside the scope of the waterfront overlay that has to date provided really healthy protection, Luz and a balance to ensure that the redevelopment we know and is sensibly coming that

[2:42:51 PM]

way is balanced with the need to protect the rivers and the neighborhoods. This is the first such case in which the applicant is proposing not to decrease the existing impervious cover, but actually to increase it to almost double it from the current 50% are really unique circumstance that warrants a

higher bar of review and Ann Eid an area where we're now kind of beyond the scope of having any corridor plan to protect the cleanest urban river in Texas, the only one that qualifies as a pristine water under the standards enacted by the house last session. We would urge that the council defer any rezoning of this until a more comprehensive corridor plan has been put in place. That can ensure a balancing of the protection is in place for the river and for the wildlife sanctuary, which if the project proceeds as proposed, will end up becoming merely a park for the benefit of the residents, not for the wildlife that currently occupy it. If the council wishes to proceed, we hope you will ensure that

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community benefits are in place, including a substantial buffer impervious cover limits, dark skies requirements to protect the migratory birds. The Travis audubon has written you about and speaker, you're no dogs. Thank you. Thank you. Appreciate you coming to speak to us. Next speaker is Zenobia Joseph. Thank you. Mayor pro tem members. I'm Zenobia Joseph speaking in opposition to item 68 100 and 701. That's road specifically my opposition is regarding transit as you are seeing this image in front of you, you will notice that this property is north of in the north area where you see Samsung. And I just want you to recognize that they get about \$300 million abatement. It's \$1 billion corridor. There is no transit. And I said earlier today, on July 27th, 2020, you eliminated the metro rapids. There were three minority metro rapids, specifically dessau road

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to ACC highland to the metro rail that exists today. Also Samsung and apple. And so what I want you to understand is that the only route in this area is route 392 capital metro eliminated the service to Collingwood elders on June 3rd, 2018 for cap remap. And I want you to understand councilmember Paige Ellis, as you're looking down, that the bus runs empty, 2.9 boardings an hour to convict hill. The service is needed in the dessau area. There is no service you heard earlier specifically see, there's pioneer crossing. There's Harris branch. These are taxpayers too. And so I just want you to understand that the project connect is not eliminating the transit, the congestion in that area. December 8th, 2022, this council actually exercised eminent domain to broaden east breaker lane to relieve the congestion on Samsung. So putting 330 more apartments

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right here is just going to add to that congestion. I would ask you to be honest with the taxpayers. You've not been thus far, but you have an opportunity to do so. Now, look at the transportation route 392 operates every 45 minutes on average. And then there's a 30 minute transfer to the west side, to the white side at the domain Ann. And I want you to recognize that we had a one seat ride for capital

metro eliminated and reduced our service. And I would ask you to oppose this item as well. If you have any questions, I'll gladly answer them at this time. Thank you. Mayor pro tem that concludes all of the speakers. All right. I see joy is coming back up. Will you read us back through what our agenda is today? And then I'll ask for recusals, because I know there's a couple that need to be spoken about today. Yeah, absolutely. Mayor pro tem. So on the consent

[2:46:56 PM]

agenda, I think you can take item 63. See item 64 Ann and item. 70 on consent if you chose to do so. And those are an applicant postponement, applicant postponements for 63 and 64 and item 70 is consent. Second reading only and we'll start there. Okay. Do we have a motion to approve the consent agenda? Council member pool seconded by council member vela . Are we ready to take a vote? Are there any remarks on item number 70 before we proceed? All right. Any objection to adopting the consent agenda? Seeing none , I will count support council member harper-madison. I'm not sure if your is on. We'd love to count you if you're able. Okay. One, two, three, four, five, six, seven, eight, nine. We have nine people here. We have mayor Watson off the dais. We have councilmember Allison alter off the dais, and we have now been joined by council member Fuentes

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, qadri and harper-madison. So that takes care of our consent agenda for now, let's move to our discussion items. I would suggest we take up the district one items first before moving to the board Ann tract. So let's proceed with item number 67. The Denise condos. Thank you again. Joy harden with the planning department. This is item number 67 on your agenda. Case number c1 for 2022 0205 Denise condos located at 1601 north H. 35. The applicant has amended their request to C H pda and P as staff is in support of this request. The applicant plans to do a mixed use development. There are three uses general retail sales convenience, which is currently prohibited and that would become a permitted use cocktail lounge is prohibited and that would become a conditional use in residential development is limited to 170 units per acre and that limit would be removed. There are also other conditional overlays for prohibited uses that are

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outlined in your backup. Since the planning commission recommended Ipddr, which was the applicant's request prior to this council approving the code amendment very recently, I will read into the record a motion for this council to consider and that motion reads amend the draft ordinance to accomplish the following change the base zoning district. Change the base zoning district combined with the planned development area pda from limited industrial services lie to commercial highway C, H and modify the

maximum height of the building or structure to 230ft. Except Singh the 36ft parallel to the measured to and measured from east 16th street frontage, where the maximum height of a building or structure is 40ft. You've heard from the speakers on this? Oh, there was a question from a speaker about the neighborhood plan amendment, and I will definitely reach out to that

[2:49:58 PM]

speaker. But just to answer that question for the council, the current film shows mixed use in this rezoning would be mixed use, but I will reach out to that speaker and answer their question for them. So I will turn it over to the dais for y'all to discuss the applicant is here. If you have additional questions as well. Okay. And just to be certain, this is on first reading only. First reading only. And this will be returning back next week for second and third readings. Thank you. Okay. Thank you. Do we have a motion for item number 67 made by council member pool seconded by council member Vella? Any discussion, any opposition to adopting the motion, I will consider that passed. Councilmember harper-madison do we have you on camera to count your hand? Eid. She is off screen for now, so let's count the eight of us that are present as yes mayor pro tem. First reading. I want to make sure you have my recusal on this one.

[2:50:58 PM]

Okay. You're recused on this one. Yes. Okay. So oh, there's council member harper-madison. All right, so we have one, two, three, four, five, six, seven and eight yeses with council member Ryan alter recusing. All right, first reading is done for that item. Now let's move to item number 68. First reading as well. Correct? First. Sorry. Yeah item 68 on your agenda is case number c1 for 2022 0133 located at ten 701 death road. The parcel is 11.9 acres and the rezoning request is from sf2 to mf for staff. Does recommend the mf4 zoning classification. The subject track currently has a vacant single family structure on 11.909 acres. The home is approximate 2700ft !S and was built in the early 1970s. To the north is woodcliff Baptist

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church and several single family homes built along winding way to the south are two additional single family homes on a large roalson to the east are 18 single family homes along wandering way and five single family homes along echo bluff cove. Again the applicant has requested the mf for multifamily residence, moderate high density district zoning in order to develop 330 multifamily residential units and staff support. The request as Driskill functions as a six lane arterial roadway level for a smp, it has many more intensive uses along that part of the roadway. There's a capital metro bus stop within half a mile of the site, and the site is along the imagine Austin corridor. And there are also major employment

centers in the vicinity, such as tech ridge, Samsung and the like. Additionally the applicant on behalf of the property owner has requested an annexation that will be brought back next week

[2:53:01 PM]

along with this for second and third reading. There is a valid petition filed in opposition to this request. So at the final reading it would require votes. And you've heard from the numerous or the several speakers that did oppose this rezoning, and they outlined their concerns accordingly for you all to make sure you consider this deliberation and the applicant is here if you have any questions as well. Okay thank you, joy. Do we have a motion for item number 68 made by council member pool seconded by council member vela is there any discussion on the item? There is not. Is there any objection to passing on first reading? No recusals on this item. With that, we have. Oh, wait, wait, wait. Sorry that's my fault. Sorry. This is my fault. I do have a motion sheet with this one as well amend. So if I could read this before you take a vote, I apologize. My apologies. Amend caption to add the conditional overlaying language

[2:54:03 PM]

to the zoning string and new part two and three to the ordinance below and renumber the remaining sections part to the property within the boundaries of the conditional overlay combining district established established by this ordinance is subject to the following conditions. Development of the property is limited to 330 dwelling units. Be an ornamental fence may not be constructed on the north east or south property lines. A fence constructed on the north, east or south property lines may not be less than six feet in height per chart three, except as specified restricted under this ordinance , the property may be developed and used in accordance with the regulations established for multifamily residents. Moderate high density mf4 based district and other applicable requirements of the city code. Okay. Thank you. Thank you. It's been motioned and seconded. Is there any objection to adopting it as joy has read into the record? I see council member Kelly's hand is up. Okay, she's

[2:55:04 PM]

muted. I think you're on mute. No no, we can see you. We can't hear you. Okay what about now? Yes, there we go. Oh, perfect. Okay thank you. So I don't have an objection, but I'm wondering if this,. This amendment is available online somewhere for us to use it in backup. Joy I will make sure it's on yellow. So I know it was passed out, and I'll make sure that it's in backup. Absolutely if it's not virtual, I didn't see a copy of it, so I appreciate you reading it into the record. I just wanted to make sure people at home could could view it as well. It's done. Thank you. Thank you. Thank you for that. And I like sometimes when we do first reading, so we have we can make sure all the backup is properly out there and put

together for the next future readings. So is there any objection to adopting this butts without hearing any? We have. Eight and we have absent right now. Our council member harper-madison Ann. Mayor Watson Ann and council member Alison

[2:56:06 PM]

alter. I almost said mayor Adler because you said it earlier today. Now it's in my head. Okay all right. Now we will move on to our last items, which are 65 and 66. The board Ann tract. Yes. Item 65 on your agenda is case number NPR 2022 0016.02. The board track the request is from industry to mixed use. The site is located at 2121 and one half, 41 and 71 stratum cove and 1121, 41 and 41.5. Giuliano cove . The staff recommends this neighborhood plan amendment request to mixed use the related rezoning as item 66. On your agenda, a case number c1 for 2022 0121. Born tract also located at 2121 and one half 41 and 71. Stratum cove and 11, 21, 41 and 41.5. Giuliano code. The

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site is over 21 acres in developed with the Borden dairy facility. The site is currently zoned ae and the applicant's request is LI pdr map staff recommends the pdr combining district zoning. One of the conditions will establish that a cocktail lounge use cannot exceed 15,000 15,000ft !S and the pdr will also prohibit several uses which are outlined in the staff report. The applicant agrees with the staff's recommendation. The reason for support is that the rezoning would provide a mixed uses in this area. The area standards will add two residential units condomine, residential and multifamily residential again as well as the cocktail lounge lounge not to exceed 15,000ft !S. The proposed pdr development standards will modify setbacks building heights, building coverage and fa to create a dense mixed use development that is consistent to with the growth trends. The biggest ask is the

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120ft in height as the existing height allows for 60ft. However when staff was reviewing this, the site was further away from the existing single family. Its proximity to the highway and it was lower in elevation Ann. And so the height and the mix of uses was appropriate at this location. The applicant's request was also supported by the planning commission and I just want to state that the planning commission supported the 120ft in height, reduced the impervious cover to 75. And Lee, right now allows 80. So this would be a reduction in impervious cover, which is allowed by Wright and did add a building setback along the south property line. So yeah, yeah. Allows for 80% in height and the planning commission's recommendation was 75% impervious cover. You heard from the numerous speakers and the applicant is here. If you have any questions is okay. Thank you. And this is just on first

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reading only again returning. Yes. Item 65 and 66. First reading only returning back on June 8th. Council meeting. Okay. Thank you. And I want to note a recusal from council member Velasquez mayor pro tem. I have to recuse myself from 65 and 66 and I submitted the affidavit to the city clerk's office this morning. Thank you, Sarah. Any discussion? Council member Fuentes. Thank you, joy. I missed the last part that you mentioned on the impervious cover percentage. Yes so lie is the base zoning district, and it allows for 80% impervious cover . Shaw the planning commission's recommendation, Ann was 75% impervious cover. So right now, a development could be 80. But this proposed development could only develop to 75% impervious cover. So what we're voting on today would have a 75. Yes, which we're voting on today would be 75% impervious cover. Correct okay. Thank you. Okay any other questions? Do we have

[3:00:08 PM]

a motion made by council member pool, seconded by council member Vella, ready to take a vote for first reading on these items? Any objection to adopting it? No objection. That gives us a count of seven. Yes, we have one recusal from council member Velasquez and we have three elected officials off the dais. And with that, I think that solves our business for today. And it is 3:00 pm and I will go ahead and adjourn the Austin city council meeting. Good job. Thanks, everyone.