

City Council Budget Adoption Meeting Transcript – 8/31/2023

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[10:00:34 AM]

good morning, everybody. I will call to order the meeting of the Austin city council. It's 10:00 in the morning on Thursday, August 31st. We are meeting in the city council chambers at city hall, which is located at 301 west second street in Austin, Texas. We have all of the council members here. I will note for the record that council member vela is joining us virtually the first thing I will do, council members, is I will go through the changes and corrections and I'll read those into the record. Item number 29 is postponed to September 21st, 2023. Item 38 postponed to September 14, 2023. Item 52 is withdrawn. Items 5964. Shaw 71 7375 106 and 107 is withdrawn and replaced by addendum item is

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and replaced by addendum item is item 76 postponed to September. 21st 2023. Item. 77 withdrawn item number 78. Now members on your sheet that's been handed out, item number 78 is not listed, but item number 78 is council member qadri. Item that he indicated at the work session . One was withdrawn. Item number 82 two withdrawn. Ann item number 86. While not in red on your sheet is council member Ryan alters item that he indicated was withdrawn item number 91 withdrawn item number . 99 public should read public hearing item to be taken up with zoning items number 108 and 109 an item number 112 petition no longer valid. Those are all the changes and corrections that

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changes and corrections that needed to be read into the record. The order for the day is that we will start with public comment on the consent and non consent agenda items. Speakers will have two minutes. We will then vote on the consent items with brief remarks from council members. We will hear speakers for the public hearings non consent items and ask when the item is taken up except for the non consent items that I just mentioned because those are there's just a limited number of those. The time I'm going to experiment with time being donated for up to four minutes for a six minute total. Knell speaker those that are wishing to donate time need to coordinate with the city clerk prior to being called all parties and that means speakers and those that are donating time must be present in person in to be eligible for the donation of time. So we'll have those in

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time. So we'll have those in that way. If anybody wants to do it, we will conduct the rfc meeting as close to 1030 as we can. It can't be before 1030, but we will do that as close to 1030 as we can. And on items that are going to be that are pulled, I'm going to ask mosque the way we approach these. So I think we can have a better discussion and better chair, maybe give the public a better feel for what it is they're commenting on is if it's a staff item that's on the agenda that's been pulled for discussion or if it's an an item from council, all I'm going to first ask the staff or the council member to briefly lay out there item and say what the item actually does, because I've noticed that sometimes there's confusion about about what people are coming to give the comment on because they think it's the item is about something that's not so I'm going to ask that council to lay those out. If we have any of

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lay those out. If we have any of those today, I will coordinate an executive session at some point in here at and then we will have zoning at to of course, at noon. We will have our general public comment and we will have music with that. We will go to our 10:00 consent items and non consent items for people to speak on and I will turn it over to the city clerk to call on those who have signed up to be recognized. I'm sorry. Yes. Councilmember Ryan alter, I just want to make a quick clarification just for abundance of public awareness for item 86, the residential commercial, we're going to take that to the committee, have a discussion there, and then we will, assuming that discussion goes well, then repost it for a later meeting. >> So because I know some people are here who signed up for that, so I just want everyone to understand the process there.

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understand the process there. >> Very good. So, so when we're talking about this one. Okay, one second. For clarity purposes , what was said at the work session on Tuesday was that council member

Ryan alter was going to take that item. It was going to go to the housing committee. We and work through the housing committee. And once that's done, it will be reset and that's what he's explaining. So if you're here on that item, that's the way that's going to play out. So thank you for doing that. Yes. Council member Kelly thank you, mayor. >> I just wanted to add some clarification to the community so that they were aware of why 82 was withdrawn. That was to prioritize staffing in the budget for the aerial fire truck . It was determined after a conversation and reviewing transcripts that we had given direction to the city manager during the budget for that. Therefore the resolution was not needed and city manager, could you please speak to that? >> Yes, that you're exactly right, councilmember. That direction was provided to us and so is timing of that truck and

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so is timing of that truck and delivery. We'll need to assess the staffing needs at that point and where the where the area will be deployed. Thank you very much, mayor. >> Thank you. And thanks for reminding me. I told you we would do that. And have him comment on that. And I appreciate you bringing that up. All right. Anything else before we go to comment, public comment ? Great. Thank you, madam clerk , if you would, please call those to speak for. >> First speaker is Monica Guzman and speaking on items 77, 78, 86, 88, 103 and 104. Hope hopefully you all can hear me. >> We can. Good morning, mayor and council. Thank you. Good morning, mayor and council. I am Monica Guzman, policy director at gotha. Go Austin. Austin thank you for withdrawing item 77 and 78. Thank you for postponing item 86. Moving it to the housing and planning committee on October agenda allowing more time for discussion and the community to

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discussion and the community to be heard. Item 88 sounds good to support it, but it is an unfunded mandate. Lacking teeth for enforcement will it apply only to rental properties? If so, does that include mobile homes? Adu how will the city hall slumlords accountable and ensure they are in compliance and aren't putting the onus on tenants? Garza supports item 103 and would like to see the following. Edit change multifamily property size down to three plus units and that's because of slumlords include mobile home communities include motels extended stay lodging where there's evidence the property is somebody's home versus just temporary lodging. For people visiting Austin, I'm not sure the best way to word it, but I know it has been and continues to occur in district four. Galvez opposed to item 84, it is clear for the affordability impact statement it only benefits the developers and there are no assurances of affordability for residents. It is also clear that it's taking

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is also clear that it's taking developers into consideration but not volunteer contact teams and community members. We ask you to postpone this to a later date, allowing time for discussion and collaboration with all contact teams. If you aren't willing to do that, then at least pull it for discussion and call on any contact team members who are present in chambers this morning or or those of us who happen to be on the phone and allow us to call back in for that discussion. Thank you. >> Thank you. >> Next speaker is Barbara Epstein. Signed up to speak on item 86. >> Hello, I'm Barbara Epstein and I was going to speak on item 86, but since it's been postponed, I don't need to make my comments today unless you'd like to hear them. >> It's up to you. >> Can you hear me? >> Yes, ma'am. It's up to you. >> Okay. Well okay. Well, I. I

[10:09:46 AM]

>> Okay. Well okay. Well, I. I can go ahead and get it because I've got it here and I can go ahead and present it. Just give me a sec to get to it. Okay all right. I'm going to go ahead and go ahead and give my comments before you codify item 86 to achieve affordability through density, please repeal the ordinances that still make it illegal for homeowners to convert detached, single storey garages and large lot guest cottages to ads. I'm being told that's worked on, but I've never seen anything publicly about it . Also, at least fine. Austin's 19,757 vacant house owners. Other cities do do timely code enforcement, not the 19 years of notices to houses in my neighborhood got fix aging water sewer and water infrastructure before you cram more density onto it. Remember we lost 6.9 billion gallons of water from leaks in 2020. To be careful

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leaks in 2020. To be careful what you wish for. Bland apartments, bars, no tree canopies, straight line public transit. That doesn't reduce congestion or air pollution or get people to ride. It won't attract long term residents and workers. It will obliterate what's left of the city we've loved. Finally I hope that your response to me isn't okay. We let her speak. Now let's do what we were going to do. Anyway, thank you. >> That concludes all of the remote speakers at this time. We're going to we're going to transition to in-person speakers . Our first speaker is nenad Popowski, signed up to speak on item six, followed by Zhao Zhao paolo Connolly signed up to speak on item six. If your name has been called, please make your way to the podium. I'm Taylor Jackson. Item 26. And please state your name for the

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please state your name for the public. >> All right. Hello mayor and council members. >> I'm Taylor Jackson, the CEO for the home builders association of greater Austin. Speaking in support of item 23 implementation of the McKinsey report is key to modernizing our site plan process and responding to

Austin's booming housing demand. It takes about 18 months for a site plan to be approved, and that's just for a four unit project. Once you add construction time, it could be up to 30 months to finish a project and have four families a place, have a four families call place home. These excessive timelines result in significant higher overhead costs for a project and impact the final cost of a home. We know now that as costs increase, more families will be priced out. In fact, every thousand dollars a home

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every thousand dollars a home increases in greater Austin, over a thousand families are priced out of the opportunity to own a home, reducing overhead costs due to a lengthy site plan process will reduce the cost passed to on to future homeowners when implementing the findings of the report, it's critical that timelines are clearly set with the end goal of significantly reducing timelines . We must also ensure that staff have the tools they need to successfully carry on the implementation work. After Mckinsey's contract ends in six months, we wish to see consulting services extend Ed through the lifespan of the implementation process. I'd like to thank director Roig assistant city manager Briseno and their teams for being so diligent and open to stakeholder feedback and as stake holders. We are also committed to assisting in any way throughout the implementation process. And

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implementation process. And thank you, mayor and council members for your work to address our housing needs here in Austin . Thank you. >> Thank you. >> Alexander stringer, followed by Deborah Miller, Roy Reilly, if you're here, please make your way to the podium and state your name for the record. Jen Ramos. Jake Salinas. Good morning, everybody. >> Morning, mayor and council. My name is Jake Salinas. I'm a resident of district ten and I'm here to speak in favor of item 88 by council member Fuentes. I work for representative Cheryl coles and legislative director. In the past, legislative session, our office filed house bill 2592, which would have guaranteed air conditioning to every apartment unit in Texas along with speeding up the process for landlord to fix

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process for landlord to fix remedy and air conditioning unit from the already required seven days to five days. As bill was inspired by a constituent who reached out to me last summer when they told me that they had been without air conditioning for a full week in the month of July. Thanks to our office and a KXAN investigation into the apartment complex, the constituents air conditioning was fixed, but it shouldn't have had to have been this way, and it should have been much easier for the tenant to get their air conditioning fixed by their landlord instead of having to call their state representative and the local media to put pressure upon that landlord. And while our bill did not make it very far in the process

and we know this was in part due to opposition to this bill from the Texas apartment association on this is an issue. Our office is still working diligently on at the state level. Air conditioning is arguably the most important utility we can have here in Texas, and it will become even more important as our Summers continue getting hotter and hotter. This is a great first step to having a measure like this in Austin and for the city to join Houston and Dallas, which have similar ordinances in place. I want to thank council member Fuentes for bringing this item forward and

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bringing this item forward and on a quick side note, I want to thank mayor pro tem Ellis and her office for their work in the last couple of weeks with helping my mother, who was struggling with air conditioning at her apartment complex. S I ask for your favorable favorable consideration for this item. I'm available for any questions you may have, and I thank you for your time today. >> Thank you, sir. >> All right. Thank you. >> Next speaker is Mario Cantu. >> Good morning, council members. My name is Mario Cantu. I'm chair of the south congress. Contact team item. 104 is has been brought up at planning commission. And I did ask for some insight. Feedback and pros and cons in regards to that item being out of taking the out of cycle part of 104 and allowing

[10:16:56 AM]

cycle part of 104 and allowing applicants just to go ahead and submit whenever they want. Currently right now, as contact teams without within the city of Austin, we have many contact teams that impact thousands of residents and citizens that are in every council members district. So we should know exactly why this was being changed, who initiated it, what's the rationale behind it, and the pros and cons for us as as a contact team in south congress, the application has come in for us in February when they're when they're submitted in February. We received them throughout that time of the year . And we go ahead and work off of those applicants that submit that applications at that time. It makes things really easier. There are times where we've had out of cycle where an applicant has come over to us and asked us , can I submit an application? And we've worked with them and that has taken place. And there's been times where we have

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there's been times where we have not honored that. And the reason for not honoring it is because at that time, currently like it is right now, we have 5 or 6 cases that are on the table. And so if we keep adding 2 or 3 or more at a time, it becomes very difficult. I can foresee that if there's a multitude of applications coming in, it can be difficult for the contact team. But the other thing to remember as well is that what I'm talking about is a contact team area. It's just that area for the contact team. It's not the

broad area of all of the south Austin or north Austin or east Austin. It's for the different areas that are designated as contact team areas. So I asked to pull that. If you can and let us know what's going on. Thank you. Thank you. >> That concludes all the speakers. Mayor. I'm just going to call the names again, just in case. A few of them have since arrived. And hang on one second, ma'am, have you did you sign up

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ma'am, have you did you sign up to speak? >> I didn't. Okay I'll tell you what. If you don't mind, we'll help you. Ms. Pait, would you please go over and move one of those chairs? And that way you can speak at the microphone without having to be at that one. We'll try to make it easier for you. Well, we'll do it that way too. That'll work. >> Okay. Can you hear me okay? Yes, ma'am. My name is Deborah Harmon Miller. I'm an author and a columnist for the challenger, the street newspaper. For the last year, I've been researching the Austin by wheelchair. My new book is going to be called Debbie does Austin by wheelchair and it's going to be about having an escort service, which is to help other people learn to get out of the house and use their wheelchairs to go to church, to do shopping and be a part of the community. I just wanted to tell you a joke. Do you know why old blue haired ladies wear long skirts? It's because all the wheelchair accessible port-a-potties are in Round Rock. I'd also like to talk about the fact that the

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talk about the fact that the charging station here, if we had a three prong outlet, we could access our wheelchairs and charge them. One of the biggest problems we have is that medicare and our insurance doesn't pay for batteries. I would like for you to help me with a wheelchair record program where we teach people and we employ people who have to drive wheelchairs to help other people in wheelchairs. If we want to go to zero emissions, we can't continue to have a gas powered vehicle drive around an electric power vehicle that can be self-driven. Already the technology is there. It's a very exciting time to be in a wheelchair and know about the Independence and the things that are coming forward. I want to the reason I wanted to talk about this issue, I'm in district six. I live in the only drive in shower for a wheelchair , affordable housing in my area of town. I'm very much interested in hoping there are other options for Ada apartments in these new apartments. All of

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in these new apartments. All of the new low income housing will not allow seniors to move in even to a studio apartment. The amount that a person makes on social security or ssdi is not enough to meet the minimum income requirement to live in Austin. In a low income housing, you're making all of us seniors

be homeless. And I really wish that you would look at other programs and ways to add the 811 program inside these other programs to help us seniors. Thank you. Thank you. Oh, one more thing. Recover in the park is the week after next. Nine nine. I would love to take you for a ride, Mr. Kirk. >> We'll talk about it. Thank you. I have three chairs now. >> I'm going to jump back to remote speaker Luz. We have Zenobia Joseph on the line. She signed up to speak on item 49, 50, 55, 59, 62, 73. Let me go ahead.

[10:22:04 AM]

ahead. >> Thank you, mayor. Council I'm Zenobia Joseph. As a technicality, mayor, I just want you to know that you're not broadcasting on at the moment. There's a \$600,000 contract with the city to broadcast the council meetings as it relates specifically to items 59 and 134. That's workforce solutions, childcare. I just want to call to your attention October 25th, 2022, CEO Tamara Atkinson held Travis county commissioners court that she has \$54 million for childcare. And she said, quote, yes, the 54 million that we have for childcare is an increase over years past. The reason for that is from the federal government. I would ask you to table this item and to actually get staff to tell you how much money workforce solutions already has in its coffers. I would also call to your attention there are about

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your attention there are about ten items on the agenda as it relates to childcare. If council member Fuentes can clarify if these items are the increase in pay for those workers or if it's something different, I just want to call to your attention specifically, there's an interlocal agreement between the city and commissioners court from Tuesday which specifies the living wage. I would ask that before you increase the wages for childcare workers that you consider the conservation corps workers who are actually cleaning the homeless encampments specifically African-American males, they're only making \$15 an hour, not the living wage, as the provision states in that interlocal agreement. And that is a commitment. Mcneely is the one who's actually paying them through the hungry, hungry hill foundation as it relates to item 50, that's \$400,000 for Asians. Pacific islanders and Latino women's mental health. I would just ask you to recognize the needs for African-American women

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needs for African-American women and to be equitable in your distribution of federal funds for anyone who is concerned about the way you distribute the funds. Cr complaints at treasury dot gov is the civil rights office and I think there was one other item. Oh specifically for the funding that's going. I was just going to see if you have any. Yeah. If >> Thank you. >> Thank you, mayor. I'm going to jump back to in person speakers. Alexander stringer. >> Good morning, mayor and council. I'm I'm speaking in support of item 62 and the need to equitably distribute vaccines. I support what you're doing, but honestly,

we're not doing enough, you know, and we have to make these vaccines mandatory for everybody. There is a literal new covid vaccine on the

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literal new covid vaccine on the rise. And, you know, listen, I'm triple vaccinated. I'm boosted four times. I've gotten covid. I've gotten covid twice already this year. And every time I've gotten it, it's been progressively worse and worse and worse and worse. And look, here's the thing. Like, I struggle with self-induced hype to diabetes. I have alcoholism. I'm on a cocktail of multiple pharmaceutical medications to manage my anxiety. You know, I'm an advocate for public health. Mhm. And. We need to take this new wave of covid seriously. We need to issue a lockdown and we need to make sure that the shot are mandatory in order for you to be able to participate in society. Because at this point, if you don't want to wear a mask and if you don't want to get

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and if you don't want to get vaccinated, you are a literal danger to public health. Okay you are a danger. To the public health if we don't want to get vaccinated for this new strand of covid 19. And as somebody who's been triple vaccinated and boosted four times, I'm worried that I'm literally going to die from this virus. So please, please, please, please, please, please, please, ma'am, please make these vaccines mandatory, please. >> If not for me, then just do it for the health and well-being of others. >> Thank you. >> Next speaker is Roy Whaley. Mayor, I had a quick comment for miss synovia Joseph's question when she asked about the for early childhood contracts. >> I got confirmation from my team that those for early childhood contracts do include a adjustment for the cost of

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adjustment for the cost of living. So great. >> Thank you. Councilmember Fuentes Jen Ramos. >> Jake Salinas. >> He previously spoke. >> And mayor, we have two more speakers, but they're registered to speak on item six, which is going to be pulled. So I'll call their names when it's taken up. >> We'll call them at that time. >> That concludes all the speakers for now. >> Well, thank you very much, members. The items that I have pulled from the consent agenda that were that I have listed as being pulled from the consent agenda are six, 19, 18, 103 three and 137 seven. Although I've been added handed and a motion with regard with regard to item number 35. And I just want to councilmember Fuentes for clarifying Ann purposes is item 35 is this motion on a an amendment or just direction with

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amendment or just direction with regard to item 35 direction for item 35 with without objection? Yes. Councilmember pool, it's 103a public hearing. It is. >> So that wouldn't be pulled, I guess. >> Oh, well, what I'm going to do is we will pull it and have it as a public hearing and then I mean, it is a public hearing. That's what I'm going to do. We'll have it as a public hearing. That's why it's. Is that okay? >> Absolutely. All right. >> Very good. Then what we'll do without objection on 35 is I will ask for this motion to be the motion that you have in front of you, which is indicated as Fuentes motion item number 35, motion number one that we take that as part of the consent agenda. And I want there to be clarity among the council members that that's what we're doing. Councilmember vela, do

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doing. Councilmember vela, do you have a copy of that or have you have the ability to see. Okay very good. He nodded. Yes yes. 35. Okay yes. >> Mayor pro tem, mayor. >> I just wanted to flag. I have a quick question on item 23, the McKinsey contract. I don't feel like I need to pull it, but just wanted to get on the record with a question. >> That's good. I'm just wondering. That's great. All right. Councilmember Ryan alter, we've been working with councilmember harper-madison office on 137. >> I think it's going to be just sent out as a version two. It doesn't need to be pulled. >> Well, except we haven't seen the version two. >> Got it. >> I'm happy. And I knew you all have been working on that. But if we don't have a version two, then we're going to have to pull it so that we can make the amendment and have clarity. >> That's fine. >> All right. So Mr. Mayor, I would like very much for that item to not be pulled. >> Can we offer a councilmember Ryan, alter the opportunity to either have his staff post it to the message board or for something to be distributed? I would very much like for that

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would very much like for that item to not be pulled. >> I understand. And the difficulty, of course, is that if a member has a motion, has an amendment that they want to make to your primary motion and they don't bring it up as a version two, so that we have it, then they have to bring it up as an amendment in some way. Otherwise we have no ability to deal with it in a transparent way. So that that's, that's why there's a difficulty here. There is a proposed late last minute amendment. >> It's fine to I understand that councilmember. I respect what she wants to do with this. So let's just leave it on consent as is. And I think with no amendment, it can be fine. We'll just talk to the manager about what we're trying to do. >> Thank you very much, councilmember. I appreciate it. >> Then for purposes of our record. 137 will go back on the consent agenda. So item 619 nine and 103 we are the ones that are pulled from the consent agenda

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pulled from the consent agenda for 137 going back on now, let me ask, is there any other item that a member would like to pull from the consent agenda? All right. With that being said, now remember, on item number 35, the motion to adopt the consent agenda, which includes item number 35, will also include the direction with regard to item number 35. That has been supplied to council by council member Fuentes on the yellow sheet. Everybody cool with that ? And it's posted in the late backup. All right. I'll take a motion to adopt the consent agenda with the addition of item. I'll tell you what. And there's one other thing I want to call to attention, but I'll do that in just a second. But I want to get a motion on the table. Motions made by councilmember qadri, seconded by councilmember Ryan alter, to

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councilmember Ryan alter, to adopt the consent agenda as read, which includes the item on item number 35. Is there anyone wishing to be shown abstaining? Mayor I'd like to abstain from item 87. Extension on item number 87 by council member Kelly. Anyone else? Councilmember Allison alter I'll speak to this in a minute, but I would like to be shown abstaining on 136 please. 136 councilmember Allison alter. Anyone else wishing to be shown abstaining? Anyone wishing to be shown recusing themselves from an item? Anyone wishing to be shown voting no, I'd like to be shown as voting no on item two, please. Councilmember Kelly will be shown voting no on item number two. Mayor pro tem. Yes.

[10:33:19 AM]

number two. Mayor pro tem. Yes. I was going to go to the comments and questions next. If anyone else wishing to be shown voting no. All right. We're now going to go to comments, brief comments from council or questions. Mayor pro tem has indicated she has a question. >> Thank you and I appreciate being able to keep this on the consent agenda. We had started the discussion on Tuesday at our work session briefing about the McKinsey authorization negotiation and execution of their new contract. And it was discussed that any sorts of conflicts or ambiguities within the code were not necessarily part of what was being discussed for McKinsey to handle. So I just wanted confirmation from either the city manager or assistant city manager that if those come up, that the code cabinet of city staff or the technical advisory review panel would be able to either address those or bring them to us for clarification. Is that something you can speak to? >> Mayor and council, Veronica Briseno assistant city manager absolutely. >> We could use the code cabinet

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>> We could use the code cabinet and the tarp to review any inconsistencies. >> Okay. I really appreciate that. Thank you. Councilmember Allison alter on on that same item for the Mckinsey study or assistance. >> I just want to check with the city manager. Will we be getting regular updates from the council on their work? Yes, you will. >> Thank you. >> Councilmember pool. >> I had a comment on item 79. It's always an exciting time when a sister city visits Austin , and I want to thank my co-sponsors this is the fee waiver for the city of chulita sister city celebration here in Austin. Co-sponsor CMS Allison alter, Velazquez villa and qadri. I am unable to attend the celebration on the day as I'll be traveling on city business and there's a little bit of a balance left for the waiver. And in order to ensure the success, I wanted to have the record show

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I wanted to have the record show that I will cover the remaining balance of. \$1,525 in fees. Thank you, mayor. Thank you. >> Councilmember councilmember harper-madison Ann. >> Thank you, mayor. I appreciate the recognition. I really am extraordinarily grateful that my colleague was willing to let this item move forward. It's something that my former colleagues and current colleagues have been working very hard on. So I am thrilled to be supporting today an effort that my office and many community partners and I see a few of them in the room today. Mr. Ren and Mr. Cumberbatch are here and I appreciate your attendance both at the community court and here in chambers today . Item number 137 will kick off the formal establishment of a collaborative city, county, northeast planning district. This will be the first of its kind and collaborate entity between the city. Travis county

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between the city. Travis county and existing and future neighborhood groups throughout the northeast Austin area. This resolution is practically identical to a resolution passed unanimously by the Travis county commissioners court on Tuesday. I attended that meeting to mark this critical first step with our incredible planning director , Lauren Middleton. Pratt Ashton Cumberbatch of equidad, Greg Smith of the Austin revitalization authority, my staff and of course, with a letter of support in hand from the community commander, miss Barbara Scott of the colony park neighborhood association. Along with that resolution was an initial \$250,000 investment in their proposed budget for the next fiscal year. This investment paired with our \$1

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investment paired with our \$1 million investment in our own budget, will mean the communities of northeast Austin, which, if I may, I'll give a quick side because that's where I'm from. We'll have a shared fund of over 1.3 million million direct dollars and county staff on how to implement this collective vision

for the area because for those of you who are just here, a year ago, you know how far and what the county and I have drafted from working together in this area, a critically underfunded, disinvested part of our community. We here, we are this week kicking off a collaborative effort with both organizations, putting their money where their mouths are with the community and support and the potential

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and support and the potential for great, limitless work. Now if you're not familiar with this part of town, don't worry, many austinians are not my staff is sharing an outline for the northeast planning district, as you will all notice, there is a significant concentration of publicly owned major corridors and the planned green line for our commuter rail. So I've long held the belief that this part of town is one of our greatest. And frankly, last remaining opportunities to bridge the historic communities of east Austin with the communities of colony park, lakeside and manor . These parts of our county that many residents of Austin have been pushed out to by way of gentrification and a lack of affordability and displacement. Frankly have run rampant throughout the city's supposed desired development zone. Let me be clear this effort is not

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be clear this effort is not about and was not frankly, a simple planning effort. This collaborative entity is intended to finally provide the long time and future residents of far east Austin the chance to direct their future rather than allow the interest and power of other communities on the other side of town to dictate the future. I look forward to staff getting right down to business next week with county staff and critics and stakeholders in the community to draft this interlocal agreement. That framework has the potential to empower residents to align our many governmental authorities in the area and set us down for a more inclusive, community led path. Thank you again to the community leaders who trusted us with this idea. Thank you to my staff, both past and present for

[10:40:27 AM]

staff, both past and present for the many long days of stitching together the idea into a reality . Katy. And thank you to my allies and friends and maybe most especially commissioner Travillion, for believing, for believing in the city, for believing in this effort, and for believing in us to get here today. I am super proud and thank you, colleagues. I appreciate your support. >> Councilmember Keller, for comments on the consent agenda. >> Yes, thank you very much, mayor, for the recognition there. Colleagues I want to thank you all for supporting my item related to this item 83, related to the directing, the city manager to seek alternative funding from non profit entities for the play for all abilities playground as you may recall, I passed the playground in the budget last year, but it does lack funding and so this

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lack funding and so this playground is a place that goes beyond minimum accessibility to create play experiences that meet various needs and interests of the community. At the playground, children and adults of all abilities can interact with each other and enjoy activities that encourage education, physical play, growth and development. This project and the resolution itself are near and dear to my heart and I look forward to hearing back from the city manager to see this vision to completion and finally, I'd like to thank chief Chacon for his work at the city and with my office during his tenure. As together, we've made crucial strides in public safety, and I wish him the very best in his future endeavors. Further I welcome the collaboration with chief robin Henderson as she steps into her role as interim police chief and takes the helm today with the passage of 130. Thank you so much for your time. >> Other comments with regard to councilmember Ryan alter. >> I just want to make two brief comments. One on item 88, the air conditioning item.

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air conditioning item. Councilmember Fuentes brought forward, as I mentioned in the work session, I would like for us to consider setting efficiency standards for air conditioners during peak conditions. Half of energy usage across the state comes from air conditioners and making acs more efficient not only reduces CO2 emissions, but it lowers customers energy bills. But because this is a health and safety issue and it's fairly complex, rather than offer an amendment, I'm going to continue to work on this, hopefully with councilmember Fuentes, just to ensure we don't have any unintended consequences and we get it right. So secondly, on item 136, an item on sponsoring creating Lang, what we are calling the house people endowment or hope fund and too many of our neighbors are going to bed every night on the hot sidewalk instead of a bed. And we all know how to solve this crisis. Build the housing people need and pair it with the supports necessary for their

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supports necessary for their success to day, we are taking an important step to do that. The hope fund will allow us to make sustained investments in housing our unhoused neighbors. This fund will generate a new ongoing funds so that we can make long term investments in people and at the end of the day, what could be more important than that? >> Councilmember qadri, thank you, mayor. >> I just want to quickly speak on item 87 and thank councilmember Fuentes for bringing it forward. And, you know, I just I just want to talk about today was supposed to be a day that our office was supposed to give a service award to an individual who was protesting the capital during the horrible session. That was where you know, trans folks and their rights were always at the forefront of being taken away. And that

individual left Texas because they no longer feel safe here. And that's why this, you know, today wasn't a day that we were able to give them the

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were able to give them the service award for their advocacy . You know, Texas is a place that a lot of people at times don't feel comfortable. They don't feel safe. And that's why we lose a lot of really great folks. And families. So I want to thank the council member and all the co-sponsors on this that even when Texas fails, our state, sorry, when Texas fails its people, that Austin is a city that protects its own and stands up for its own. So thank you for bringing forward this item. >> Councilmember Allison alter and then councilmember Fuentes. >> Thank you. I want to first speak about item 30, which is the green job accelerator. I'm really thrilled to see this contract with blue sky incubators. This contract is going to help us expand. And Austin's green job economy, which is going to have a cascading economic and environmental benefit to our local residents. It's jobs that improve environmental outcomes are growing faster than overall employment nationwide. Austin is positioned to lead in green workforce growth. When we act

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workforce growth. When we act strategically like investing in the implementing of the climate equity plan, which emphasizes this need to connect environmental justice with the city's economic initiatives to meet the goals of the climate equity plan, we must create accessible pathways to well-paying green careers and this item, before us is a good step in that direction. I want to extend my thanks to the innovation office as well as the Austin civilian conservation corps for their continuous good work. Item 42 is a item that waives admission fees for all city pools except for Barton springs. This is something we implemented earlier this month, but by procedure we need to actually waive the fees today. This action grew out of conversations that I had with Austin Austin on my work with the Austin parks and recreation department earlier this month. I want to again thank parks director Kimberly Mcneely and the aquatics staff for acting quickly on this. I know many families in our community are struggling with the heat this

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struggling with the heat this summer and I hope that by waiving these fees, we're providing some relief. I also want to highlight that six seasonal city pools have extended their operations through October first. So for any media who are here, please help us continue to spread the word. These pools and our year round pools. That means there's 11 open pools. So to those who are watching, please enjoy the pools. I also want to join my colleague in congratulating interim chief Henderson. We're pleased to have you. And then lastly, I want to speak to my abstention on item 136 council member Ryan alters item. While

I've supported many of our important investments in responding to the needs of people experiencing homelessness, this item was a late addition to the agenda and it's not clear to me exactly how this will improve our service delivery or our response because I've not been able to resolve whether and how this action would improve work in this area. I'm going to abstain on this item in final tally. This may be a question for the city

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a question for the city attorney. We had an appointment through audit and finance to somebody to the board, which did not make it onto the agenda as a separate audit. And finance item. I'm wondering if we can put that name on the item 138 or if we need to wait until the September 14th meeting for that. It was approved by the audit and finance committee. They need to add a member to the board. It was Troy Madras. It was adopted at the audit and finance committee, but it is not on the agenda. Typically it would be a separate item from audit and finance because it was a committee vote. So I just want to check if we could put it on 138 and if not, I would ask to make sure that we have it on our September 14th agenda to have an amendment to do that. >> This time I know I need to first see if it's even legal to do it because we had a committee record amendment, so it may not work to do an amendment. >> I don't know about the board

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>> I don't know about the board specifically, but normally you could put it on this item. If you put an a, if you amend the general one for boards and commissions. >> Okay. But it's not a board and commission. >> It's it covers the language, covers everything, language. >> Okay. So do I need to pull 138 to do that or can I add his name to that. >> You would need to pull one. Okay then I will pull 138 so that we can do that. >> Okay. I didn't either. Thank you. >> All right, members is actually we have a motion that's already on the table, so. >> Remarks, huh? I know you do, but I've got it now. >> Deal with an amendment to a motion by council member. Councilmember Qadri moves to withdraw his motion to adopt the consent agenda. It's seconded by councilmember Alter. Is there any objection to the withdrawing of his motion to adopt the

[10:49:32 AM]

of his motion to adopt the consent agenda? Hearing none. The motion is adopted. Councilmember Qadri now moves to adopt the consent agenda as it was previously moved with the exception of item number 138 being removed, moved from the consent agenda that is seconded by councilmember Ryan Alter. We are now back to the motion Ann to a motion to adopt the consent agenda. I'll recognize councilmember Fuentes for comments on the consent agenda. >> Thank you, colleagues. I have three items that I want

to speak about that are on today's consent agenda for consideration. I want to thank you, councilmember qadri, for your co-sponsorship on item 87. This is a resolution that would require the city to display the pride flag during pride month at city facilities. And this item in particular picks up a recommendation from the downtown Austin community commission board and that was recommended to council earlier this summer.

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to council earlier this summer. And it came at a time right after the legislative session where many members of our lgbtq+ community have faced and continue to face discrimination Asian hate, hateful rhetoric, intolerance and a number of things. And so they had recommended a policy to council for us to give a statement of solidarity, to share our support as a welcoming and inclusive community. And so by displaying the pride flag at city facilities, which is not currently a practice that we have in place, believe it or not, we are showing that here in Austin, we will continue to stand by every single austinite. So I'm really grateful for the co-sponsorships of councilmember qadri councilmember vela, councilmember harper-madison councilmember Allison alter, and I believe councilmember Velasquez. You also wanted to join in as a co sponsor on this item. I also wanted to talk about item 88, which is the ac cooling requirement that I think anyone who can steps outside understands just how hot it is

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understands just how hot it is and how we've had a really tough summer this year and we can only expect more severe weather events as well as more extreme heat moving forward, especially with the worsening climate crisis that we're in. And so what this item seeks to do is to codify and really bring up our our language to ensure that just like we have requirements around heating, that we have requirements around ac units. And I want to thank councilmember, I want to thank representative Cheryl Cole for her leadership on this issue at the state legislature here. And really appreciate everything that she does, because this is the second item that I've been able to work on where she has led on both the ac requirement and the enhanced library card, municipal id card. So I greatly appreciate her leadership and working with her on that item. I want to thank council members Ellis qadri, vela and Velasquez for their support and co sponsorship and certainly I think this will go a long way in in educating austinites on the

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in educating austinites on the rights and the last item I wanted to speak to is item 48. I've been honored to serve as the chair of the community advancement network board. It's an incredible board that brings together nonprofits or institutions or universities, our public sector institute and hospital systems, non

profits and faith organizations and I, along with our board members, have led an initiative around mental health first aid just a few months ago, back in may during mental health awareness, we launched a community wide initiative to train 1000 austinites with mental health first aid, which will help equip austinites with the tools and understanding needed to how to recognize is when someone is experiencing a mental health crisis and understand and how to respond and how to help. And this is all in the spirit of being better neighbors and having more empathy for one another. And so our challenge that we announced was to train 1000 austinites. And I'm very pleased to report that as of just a few weeks ago, the last

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just a few weeks ago, the last update I got is that we've currently trained 515 austinites on mental health first aid. So I'm very excited to see the momentum building for this effort and think that we'll be able to reach our goal in no time. That's great. Thank you. >> Great. Any other comments? >> Mayor pro tem I just wanted to add on to the appreciation for item 130. >> Having a new interim police chief, robin Henderson, we appreciate the service of chief Chacon. I appreciated getting to work with him over the last couple of years and wish him well and his his next adventure, but really appreciate. Robin, I interrupt you because one of the things yeah, if robin Henderson would come down here, I was going to do that and I think the mayor pro tem is right to say what she said. >> But if you come down, we got a lot. As you can tell, we have a lot of very important items on the consent agenda. And we've had comment about it, but none more important than the fact that on item number 130 on the

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that on item number 130 on the consent agenda, we will be ratifying the appointment as the as our interim chief. And I apologize for interrupting you and I'll turn it back to you, mayor, I didn't want the moment to go by just with consent agenda. >> Sometimes this whole stack of 100 items ends up moving forward. But we appreciate getting to see you here today and wish you well in your service in this role and appreciate the other assistant directors and chiefs that have come to join you today. Do you want to say hello? Oh yes, please do. >> Absolutely. Mayor, mayor pro tem, other members of the dais. Thank you so much for giving me an opportunity to speak to you today. First of all, I would like to congratulate chief Chacon and also go tell him thank you for putting my name forward to step in to serve as interim chief. So I value the trust that he has put in me to move the organization forward in a positive direction to city manager and assistant city manager mills. I just want to tell them thank you, understand . I, I, I am truly honored,

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. I, I, I am truly honored, humbled, and very much appreciate the opportunity to serve as your interim chief. So thank you. >> Well said. Thank you. Thank you for doing that. Mayor pro tem and thank you, members. Are there any other comments with regard to we just you stay there until we vote. Does she. Yeah yeah. I'll tell you what. Why don't you why don't you hang around a second, see why you you did a good job of doing that in under two minutes, so that was great. But. But sorry. Hang around for the vote. >> I'm sorry. Any other comments ? >> All right. The motion is to approve the consent agenda as read is there. And there was a second. Any any further discussion? Without objection, the consent agenda is adopted and congratulations. Okay. All. Thank you. It's a good day. We

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Thank you. It's a good day. We look forward to working with you. >> Likewise, sir. Thank you. >> Members, if there's no objection, what I will do is, is we'll recess the meeting of the Austin city council at 10:56 A.M. And I will now call to order the board of directors meeting of the Austin housing finance corporation. Ann so without objection, we are recessed at 1057.

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I'll call back to order for the meeting of the Austin city council. All it's 1103 Thursday, August 31st. The order that I would recommend that we go in council members would be 619 103 and 138 on the items that are that were pulled from the consent agenda that will take us to item number six. And it's my understanding we have people that are signed up to speak on item number six. >> Yes, mayor, we have two speakers signed up to speak. Our

[11:03:58 AM]

speakers signed up to speak. Our first speaker is nenad Gorski, followed by Joe Paul Connolly. >> Mr. Mayor, city council, good morning. I'm the general manager of fairmont Austin and current chair, person of Austin hotel lodging association. And my family and I have been fortunate and lucky enough to call ourselves austinities for the past seven plus years. In fact, our youngest son was born here in Austin. He's a born austinite and a proud Texan as well. So today I not only speak on behalf of my family, but more than 64,000 employees who are directly employed in the hospitality industry in 2022. We represent, by the way, the third largest industry in the city. And in 2022, hospitality had a direct economic impact through the visitor spending of \$8.9 billion. And that of \$10.2 billion of direct and indirect economic impact. Representing more than 146,000 jobs. So the numbers are staggering. And as such, we strongly feel that

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such, we strongly feel that approving today the tourism public improvement district, or tpwd, is crucial to ensure that our industry will continue to grow and therefore continue to increase hotel occupancy, tax collections for the entire city to the benefit of all austinites typekit will provide vital funding and help us market our beautiful city. During the closure of the Austin convention center and more importantly, upon the reopening of the center with a beautiful new facility to ensure that we have the revenues coming in after after the proposed reopening in 2029, we worked very hard for the past few years with the city officials to present to you the plan that you have in front of you today. And we kindly ask you a matter of fact, urge you to, instead of postponing the item today to vote yes on this item so we can move forward in this crucial point in the process. The last thing I will say, I will ask all my colleagues and those in support of the topic to stand up or if you're standing, just raise your hand and to take another moment to thank all of you on considering this very

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you on considering this very important item for the entire city. Thank you. >> Thank you. >> John Paul Connolly. >> Good morning, mayor and council. I thought I would give you all a little break after the budget, but I guess I'm back. I am here today to urge you to please not approve the tpwd plan that is in front of you right now. I urge you to postpone this plan. Take the time to negotiate, talk to the community, get answers to the many, many unanswered questions about this tepid and try to get this policy right once you give away 2% of the city's hotel occupancy tax, you don't get any future, say on how that money gets spent. What happens to that money and whether any of that money will ever be a source of direct revenue for the city and for the Austin community? See, when we talk about tourism, it's interesting because many things drive tourism to Austin. It's not just the convention center. It's our local artists, our

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It's our local artists, our musicians, burns, our small music venues, many hotels that aren't the sort of wealthiest and most powerful hotels downtown, and many of them just simply wouldn't see benefit from this. The real question is what is what is it that really drives people to Austin? And it's Austin's unique culture that is dying in this community. And so it's not about the convention center. It's about what is the best value for the community. You know, this tepid once upon a time, it wasn't a very popular idea to begin with, but it was pitched to the Austin community as the solution to the downtown puzzle. It was pitched to the Austin community as a way to address homelessness and to address the many other challenges facing downtown and to make downtown appealing for tourism. That's what the pitch was. And then all of a sudden everything changed. And the deal that is being put in front of you is

nothing like the deal that was originally proposed to the Austin community and the answers that are being given to you about how the buy down mechanisms work for the

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mechanisms work for the convention center dollars are extremely opaque and the community deserves transparent information about what these buy downs actually are, how they work, how much projected revenue they're going to create at the statistics of the lodging association show that the projected revenue from the city's hotel occupancy tax is going to increase dramatically. Already as is without this tepid. So get it right, take the time, postpone this item today and make sure that community has time to weigh in on this. Thank you. >> Thank you, sir. >> Thank you, mayor. That concludes all the speakers. >> All right. Thank you, members. What I would do is first accept a motion with regard to item number six, and then we will have council discussion with regard to whatever motion is put before the council. Is there council member Fuentes. >> Thank you, mayor. I'd like to move to postpone this item. >> Do you have a date that you wish to have it moved to? >> I would say at least to the next council meeting. September

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next council meeting. September 14th, the motion members is to postpone item number six until September 14th. >> Is there a second to the motion? Is there a second? Is a second by councilmember Allison alter, councilmember Fuentes. I'll recognize you as the maker of the main motion to begin discussion on the item. >> Thank you, colleagues. We began this discussion at work session on Tuesday. We received the service plan about a month ago. It was shared to a tourism commission about a month ago in July and Ed given that we just got through our budget cycle, there are still conversations taking place regarding this proposed agreement. I think that the terms laid out in this proposed agreement that I still have doubts about. So I ask for your consideration to postpone this item at least until the next council meeting. >> Councilmember Kelly. >> Thank you, mayor. I'd like the city manager to speak to any

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the city manager to speak to any potential implications or consider options perhaps that we should make prior to considering a postponement. >> Let me ask Vanessa. I believe that that the week might cause some problems with what we're trying to get done in terms of tourism, but let me see if she's got some additional detail to that. >> Veronica Briseno, assistant city manager we are we do have some concerns with the postponement from staff side. We have been working very hard to negotiate what is before you. And we're concerned that without moving forward today, that we may lose the opportunity to have an agreed upon work plan. >> Is that your only concern related to the postponement? You said

some concern. So I just want to make sure that we fully understand that was the main concern. >> Okay. Thank you. >> Council, do you councilmember harper-madison, if I may ask? >> Briseno sorry, you moved too fast, so I have some questions about term length and the amount of funding distribution. Ann I

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of funding distribution. Ann I wonder if some of the concerns from the community that are being presented can be assuaged somehow. Sure >> And what I might do is yield to our convention center staff to answer specific questions. So I would appreciate director Tricia Tatro thank you. >> Tricia Taylor, director of the Austin convention center. Happy to answer any questions you have. >> Again, the concerns that have been presented to me are term length and distribution of funds . So I think I would support my council colleague in and supporting a postpone if for no other reason. We are receiving a lot of concerns from the community and I just wonder if some of those questions can be addressed at. >> Thank you. Council member Katy zamesnik assistant director with the Austin convention

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with the Austin convention center. So the ten year paid, while it is typical of all pids kind of within the state of Texas, one of the main reasons that we are asking for this ten year pid is to give that certainty through the closure period. So we will be encumbering funds against events that will be occurring after we reopen the facility in 2029. And so that gives us that runway to make sure that we are expending all of those funds through that time period. And so that we are able to maximize the amount of incentives through the service plan in that ten year period that will ultimately then flow as unrestricted revenue to the city. There is a concern that if we have a shorter time frame, that we will be essentially leaving money on the table with a shorter with a shorter time frame. With regard to the distribution. So as we've as we walk through council on Tuesday, the convention center and thus the city has access up to that 40% number, we are going to be working and are happy to work with any of the council and with the community and we will be working with south-by in order

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working with south-by in order to get really creative with our incentives and how make sure that we are maximize Singh all of the buy downs that we can out of the pid in order to again maximize the flow that ultimately comes to the city. I do also want to speak to the revenue projections that are within the service plan. As we noted on Tuesday, that seven and one half percent growth that is a really rosy picture for, you know, we typically have the convention center budget about between one and 3% for hotel occupancy tax projections just because we need to be fiscally conservative to ensure we hit our

target. So it know so if it might not be 5.5 million, maybe we have a little bit less this year. But we want to make sure that we're capturing all those dollars and all those dollars. And so we think it's important to understand that, you know, if the revenues come in a little bit lower, then we will be getting more than 20% of what we were thinking. We were initially getting so that five and one half million might actually be 30% of what actual collections were. So we think it's really important, you know, as council

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important, you know, as council member Ryan alter said on Tuesday, we have played really hard in this sandbox. We have worked really hard to get to that maximum 40% of these buy downs of this 2. And it's really what is allowable under state law. And there's not we've we've kind of looked at it from every angle we possibly can. And this is sort of what we feel is really the best. And we're committed. We want to help get the city as much money as we possibly can for those council priorities. >> And councilmember, if I could also add, as I understood, there was issues of term ten years and was there was there a minimum I mean, a minimum number, which would be if you went below, we wouldn't be able to make it. And I was told this morning it's between 7 and 8 years. I mean, otherwise it's a no, a nonstarter. The second issue is one of the waivers for the south by southwest and others. And I think the staff is committed to try to find ways to minimize what it is the cost is to the city that we can use some of these funds for that or the

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these funds for that or the funds from the different funding sources that the city might have. The final thing is, is that to the degree that there's money that falls into the general fund, the staff's position continues to be that should those dollars fall from a waterfall, fall into the general fund, that that is the money that the council then during the appropriate session during budgets discussions to decide how you appropriate those dollars. As I've told the council over the course of the last few weeks as we adopted the budget, there are a lot of requirements that the council is having to deal with when it adopts a budget from poor services to some things that are not core services. So I would just again, my recommendation is that council retain total flexibility of how to use the general funds in a way that you see fit at the time you make those decisions. >> Thank you. I appreciate the clarity and thank you for answering my questions. You said something along the lines of we intend to work with the community moving forward. I have some questions and concerns about how much community engagement happened on the front end, so I think I may be misspoke.

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misspoke. >> So what I meant the city council and so ensuring that we are maximizing those incentives and working, I know that there's already been some creative ideas on this dais about what those incentives could look like and what are other things that could be eligible through these funds. And so we want to make that commitment to the community that we are working on maximizing those incentives and reiterate that we are committed to working with this council on any ideas that may come as we go through the service plan. Additionally, the council does approve this budget every year. The manager and board of directors will bring it forward and they'll they'll bring their proposed budget to the city council. And at that point, the council has the ability to weigh in on it as well. >> And I appreciate that. And I want to make sure to be clear, I absolutely we support our travel and tourism industry 100. We have over 360,000 people who work in this city making your creeps in the morning, making their way here from Maine or Texas, as you know. So I think there are some concerns that the community has generally

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community has generally speaking, about how we allocate funding. But I wanted to make sure to be clear, I don't have any disdain or any lack of support for our travel and tourism industry. I think it's critical to our city and I support everybody who stood up in support of this item. But I do think the community has continued Ed questions and our job is supposed to be to support our constituents. And if my constituents still have questions burns I appreciate your perspective. Acn Briseno about the risk for postponed it, but I want everybody to understand that we have some inherent risk by not supporting our community and our constituents and that's what we're supposed to do. So my hope is that there's no hard feelings at the end of this difficult conversation. Other comments. >> Councilmember pool. I had a

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>> Councilmember pool. I had a question for the staff. >> There are some aspects of the to the work that you did and the plan and proposal that you brought together that struck me as unique and where Austin is kind of a standout with regard to the with the deal. And so could you talk a little bit about whether any other Texas cities have a direct benefit going to a general fund like this proposal? >> Thank you for that question. So and again, it's an indirect I want to clarify. We're in an indirect situation now, but the only other cities that have anything similar to what we're talking about are Dallas and Fort Worth. They have, I believe it's 7.5% that go toward arts marketing for events that draw overnight visitors. So they have forms online that you have to fill out that shows how many visitors you brought in and so that's an indirect payment to the city, but solely for arts

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the city, but solely for arts marketing that brings overnight visitors. And so no other city is doing certainly not this level of allocation and not in this way. >> And that is specifically to the arts community. >> That's correct. >> And I think that colleagues that that is that is a key component of this that I hope is given really careful consideration. Thanks. Mayor pro tem, I appreciate us having the opportunity to have this conversation. >> Ann at a very high level for folks that haven't been discussing tpd's for a couple of weeks or months like some of us have, I want to remind folks, this is a really unique opportunity because this demands the involvement of our hotel industry. It's not something that council can just say we're going to levy a 2% tax and we can do whatever we want with all of the dollars. This takes the community coming together and saying we actually want to levy this on ourselves and they have to go get signatures from all of the participants to make sure that everyone's in agreement about this. It works very

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about this. It works very similar to the downtown pid that we had adopted. I think about six months ago or something along those lines. And those are very similar methods of property owners coming and saying, I want to do this because I want to make all of our community better. We want our public services to be able to get dollars through the general fund for whatever it is that we might want to do to make sure that our incentives for people to come to Austin and spend their money in Austin and contribute to sales tax. A rising tide lifts all boats and so I want to be mindful because I think this may be the second postponement. I'm willing to support it for today. But for folks that are watching and may not talk about tids very commonly, I just want to remind folks that there's got to be a balance to this. There's got to be some song and dance and what are they willing to give? What are we willing to give? And we absolutely have to have conversations about where the city is going to spend the money that would be coming to the city. But at the end of the day, we've got to make sure that

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day, we've got to make sure that it works for everybody involved in this agreement. And so I'll support the postponement today. But I think it's important to sort out some of these details and hopefully be able to come to some sort of resolution in the next couple of weeks. >> Before I go to you and ask you to close on the item, is there anyone else wishing to be heard? Councilmember Allison alter. So I think we've been some of us have been having this conversation since 2019, and I respect that. >> Others on the dais have not been having it that long. And if a colleague would like a postponement for two weeks on this item, I believe this is the first time this has been postponed on our side. I think that I am comfortable with that. I will just pause also and appreciate our staff and what their willingness to pursue some of the ideas that I raised and maybe my colleagues raised as well earlier. I think you just raised another one, though, with the arts community that we hadn't thought of. I mean, I

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hadn't thought of. I mean, I think our concern is we started with a proposal that was 40% and now now there's 20. Yes, there's an option to go to 40, but the conditions under which that happens are are very unlikely for quite some time. And so we are trying to figure out some other some other ways. And if my colleagues want to lean in and see where we can land there to see if we can make this better for everyone. I personally think that if we can invest that money in things that bring in people who are staying overnight, that also benefit the city in some of the ways that we've been talking about, that that would also be a way to think about it. It may not all go in to incentives and then go into the general fund, but if we can support our arts community, we can be a little more creative. We all came off a budget. I think we just we need a little bit more time to absorb and think through creatively to see if there's a win win that accomplishes all the goals, the

[11:23:13 AM]

accomplishes all the goals, the goals that the you know, I want to also echo what my colleagues have said. The goals that are laid out here by our staff and by the hoteliers and the needs as we go through this process with the convention center are very real. And we need we need to address them, but we also have to see if there is a creative way forward. Thank you . >> All right. I'm going to call on councilmember Fuentes to close. >> Thank you. And thank you, councilmember pool, for your question about the direct contribution, because I think you're remembering back to 2019 when that was the very public proposal was the direct contribution to the general fund . And fortunately, there was a change in the legislature. So that's no longer the case. Now we're talking about these more roundabout ways. So I think Mok colleagues, you all have heard from from staff, you all heard from the community and we talked about this at work session. I ask for a little bit more time. So that we can achieve that balance and we can have

[11:24:13 AM]

balance and we can have additional consideration. >> Members the motion is to postpone item number six until September 14th. It's been seconded. Is there any further discussion? Hearing none, those in favor say aye. Opposed say no . There being three three nos. Councilmember Kelly, councilmember pool and the mayor. The item passes. It's postponed until September 14th. That will then take us to item number 19. Councilmember Fuentes . I'll recognize you as the councilmember that pulled that from the consent agenda. >> Thank you, mayor. This item is a contract for meeting services and we only had one response on this contract. And so I would like to make a motion to postpone this item and continue

conversation with city staff. >> Do you have a date you wish to postpone it to September 14th? A motion is made on item

[11:25:15 AM]

14th? A motion is made on item number 19. To postpone it to September 14th. It's seconded by councilmember Velasquez. Is there any discussion with regard to this item? Any objection? Councilmember harper-madison I would just like to ask city staff to talk to us about the implications about the postponement for an item with this much of an allocation Ann the postponement won't be a problem. >> Okay. Thank you. Is there any objection to the adoption of the motion? >> Hearing none. Without objection. Item number 19, the motion is adopted and it is postponed to September 14th. Members what I'm going to do is now go to the public hearings, and that's when we'll take up item 103 as part of the public hearings. Without objection, Ann I open the public hearings for items 97, 98, 99, 100 and 101, 102, 103, 104 Shaw and 105.

[11:26:19 AM]

102, 103, 104 Shaw and 105. Without objection, the public hearings are now open for those items. I recognize the city clerk to see if there's anyone signed up to speak at those public hearings. >> There are not any speakers signed up. >> Mayor members are being no people signed up to speak. I'm sorry. You're getting ready to tell me something. No. With without objection, we will close the public hearings on items 97, 98, 99. 100, 101, 102, 103, 104 and 105 of. On item number 97. Is there a motion to with regard to the consideration of the ordinance on first

[11:27:21 AM]

of the ordinance on first reading? Is there a motion? I'll move adoption of item number 97. Is there anybody going to second that for me? Councilmember Ryan alter seconds. The motion is there any discussion without objection, item number 97 is adopted on first reading. Item number 98. Is there a motion to adopt that ordinance on first reading? Mayor pro tem moves to adopt the item number 98. Second by councilmember pool is there any discussion, any objection? Without objection, item number 98 is adopted on first reading. Item number 99 is to consider an ordinance on. Zo zoning. Item number. Item number 100. Is

[11:28:26 AM]

Item number. Item number 100. Is there a motion to adopt item? The ordinance on item number 100 made by councilmember pool. Seconded by council by the mayor pro tem. Is there any objection to the is there any discussion, any objection? Without objection, item number 100 is adopted. Item. 90 related to the Brodie. >> Got it. >> Item number 101. Is there a motion to adopt item number 101? Mayor pro tem moves adoption seconded by councilmember pool. Is there any discussion Ann any objection to the emotion? Without objection. Item 101 is adopted. Item number 102. Is there a motion with regard to item number 102? Motion is made by councilmember pool, seconded by councilmember Kelly. Is there any discussion Ann any objection to the adoption of the motion on item 102, hearing none. The

[11:29:27 AM]

item 102, hearing none. The motion is adopted without objection. Item number 103. Councilmember Fuentes moves adoption of the ordinance in item number 103. Is there a second by councilmember Velasquez? Is there any discussion? Councilmember Fuentes? >> Thank you, colleagues. I do have a motion sheet for item 103. Yes you do. >> I'm sorry, I didn't notice that. Go ahead, please. Okay >> Do I need to read this out or. >> No members, you have in front of you item number 103, which provides direction on. >> Yes, yes, yes. >> Colleagues, if you recall, this is this ordinance. Yes, we are codifying this change from a resolution that I brought forward last year. And this was regarding tenant relocation and notification. And our intent was to close loopholes that allow developers to avoid notification requirements and fees when redevelop a residential property and displacing existing tenants

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and displacing existing tenants . And so this really is about closing those loopholes and ensuring that our community has ample notice about any redevelopment that's taking place that would cause displacement so that they're able to relocate. And this builds off of the tenant relocation fund that we funded during budget. And so we want to make sure that for those who have already moved out of the property have are notified and able to participate in the fund as such. >> Paige thank you so members, the motion includes the item that has just been described by council member Fuentes. Is there any objection to the adoption of item number 103? With that direction to manager there being no objection? Item number 103 is adopted without objection. Item 104. Is there a motion to adopt that ordinance? Motion is made by councilmember pool, seconded by the mayor. Pro tem is there any discussion there being no discussion, is there any objection? Without objection, item number 104 is adopted. Item

[11:31:28 AM]

item number 104 is adopted. Item number 105. Is there a motion to adopt item number 105? Mayor pro tem moves adoption seconded by councilmember harper-madison. Is there any discussion? Yes. Yes councilmember Allison alter. >> So this is an item to adopt building codes and I want to flag that while this item itself does not require that buildings be equipped to have electric vehicle charging infrastructure , it's my understanding that Austin energy has indicated that we should expect that work to be ready for council approval in 2024. I anxiously await that action. As I know many of you do as well. It is an established goal of this council to electrify as much of our community's vehicles as possible and that will be a critical step . Thank you. >> Thank you. Any further discussion? Without objection. Item number 105 is adopted members on item number 99. That is tied and linked to zoning items 108 and 109, which we are

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items 108 and 109, which we are not going to be heard today. So we will not be voting on item number 99 today. That will take us to the public hearings and possible actions on items 141 and 142. Without objection, we will open the public hearings on items 141 and 142 I recognize the city clerk to let us know if anybody has signed up to speak on items 141 and 142 we do not have any speakers members there being no one signed up to speak on item the public hearings for items number 141 and 142. Without objection, we will close the public hearing on those two items. On item number 141, the chair will entertain a motion to consider the ordinance as listed in item number 141. Councilmember harper-madison moves adoption of the ordinance as second by councilmember pool . Is there any discussion there being no discussion? Without objection. Item 141 is adopted. Item number 142 the chair will entertain a motion to consider

[11:33:31 AM]

entertain a motion to consider an ordinance with regard to item 142. It is made by councilmember harper-madison. It is seconded by councilmember pool. Is there any discussion? Hearing none with out objection. Item number 142 is also adopt and mayor, we can take up 138. >> Can we have the amendment? There's no amendment. I'll explain. >> Okay. I'll recognize councilmember alter on item number 138. >> Thank you. So I'd like to move approval of 138 as in the backup, we do have an appointment to the board. It will be on the September 14th agenda. The clerk has clarified that it has to come forward via a resolution and cannot be added . To 138 so thank you. And if I have a second then the motion is made by councilmember Allison alter to approve item number 138 is seconded by councilmember Fuentes is there any discussion? >> Is there any objection? Without objection, item number

[11:34:32 AM]

Without objection, item number 138 is adopted and members. Without objection, we will. The city council will now go into a closed session on to take up one item pursuant. To section 55107. One of the government code. The city council will discuss legal issues related related to Texas house bill 2127. Is there any objection to going into the executive session on the item announced? Without objection. Hearing none. Without objection , the city council will now go into executive session. Members of the public. We will be back at noon, at which point we will have public comment and live music. The city council is now recessed into executive session at 1135 August 31st at. On the edge

[11:35:54 AM]

On the edge Austin can I get the slide? The

[12:02:49 PM]

Austin can I get the slide? The first slide, please. Yeah sorry, I didn't let you know ahead of time. Okay. Thank you. The first. The slide shows us, so it shows greystone drive. It runs east and west from mopac to wellborn drive, and it has four four way stops along the way. Each blue line is a speed hump that was just installed. You'll also see four speed study measurements in black, two on the left west of Mesa drive are both 34.6mph. Then east of Mesa on the right, 33.7 and 39.5mph took this one 39 mile per hour speed measurement and used it to justify why speed humps not just for that part of greystone, but for the entire road. In addition

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for the entire road. In addition to the four speed humps on the faster part of greystone, they installed five more on the slower, narrower part of greystone west of Mesa drive, where 85% of the traffic is already below 34.6mph. It's also important to note that, according to Austin's own vision zero crash data website greystone drive has had no speed related accidents going back five years. Next slide, please. This is an email from Austin traffic engineer. She says, quote, the community and crash score is very low for greystone drive in this section. In fact, I had included greystone drive between west rim drive and wireline road as one of the additional streets for speed data collection in the 85th percentile speed in the eastbound and westbound directions was 34.6mph. So by atd's own data we have a street with a low crash score where 85% of traffic is already below 35mph. And yet this is where rtd just installed five speed humps

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just installed five speed humps . This project was funded by mobility bonds. Surely this isn't the intent of the mobility bonds that we voted for to put speed bumps where the data shows they're not needed is the only way to stop this to vote against mobility bonds. I'm here today on behalf of 650 residents who signed this petition against the speed bumps on greystone. I'm asking you, the city council, mayor and city council member Alison alter, please help us work with rtd to remove these five unnecessary speed bumps. Speed humps west of Mesa drive. Rtd claims to be data driven, but even by their own standards, the data here does not justify these five speed bumps. Thank you. And if you get a chance, just go drive down greystone drive today and you'll see what I'm talking about. Thank you. >> Jesse Denyer followed by David Angelo. >> Howdy, my name is Jesse

[12:05:51 PM]

>> Howdy, my name is Jesse Lanier. Born and raised. Austinite still living here. Current resident, but I'm here with my partner Natalie Becker, back there on behalf of Peter pan mini golf. Been there for 75 years. A lot longer than me. The news cycles with KXAN, KVUE, fox seven, the statesman, all around the beginning of this month. Stated that there was a change in the trustee who was overseeing that land and that there's the potential we will be losing Peter pan mini golf in the future. As of right now, the land is managed by a state trust through the Texas juvenile justice department. But recent state reviews has appointed a new trustee to oversee that lease. The agency has indicated that discussion of renewing the lease won't happen until the new trustees is put in place. But there's no sign of when that will happen. And the lease is up March 31st, 2024. So I'm coming

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March 31st, 2024. So I'm coming to ask that the city council work with the historic landmark commission and with the owners of Peter pan mini golf to push it through and get it historical landmark status so that it can be safe and we can preserve it for generations. My mom had her first date at Peter pan. I'm willing to bet most of you guys have played a course or two at Peter pan, and it would suck to lose another Austin staple to the change that has to happen. But we don't need to lose what makes Austin so great in that move? What else do I have here? It does meet the requirements for landmark status. It has a 50 plus year old structure retaining its historical integrity. See, it obviously brings community value through affordable, family fun, landmark features are pretty obvious. I think it has 36 of them. Margaret and Julio Dismukes

[12:07:56 PM]

Margaret and Julio Dismukes masad are the owners and they are currently working with Ben heimsath at the historic landmark commission of Austin to fill out the forms. But these forms are very confusing and challenging, especially for somebody who doesn't own the land and is leasing it. So if something could happen where the city could step in and help out or assist in any way similar to that of the broken spoke a few years ago, I think all of Austin would be on board and enjoy that . That's that's all I got. Thank you. Next speaker is David and hello. >> Are you here? David following David is Caitlyn nagar. Good afternoon, mayor and city council. >> My name is Caitlin nagar. I was born and raised in Austin. I currently reside in district

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currently reside in district five. Today I'm speaking on an ordinance that was unanimously passed at the July 10th Austin animal advisory commission meeting. This ordinance would essentially limit public contact with wild animals at for profit zoos and aquariums. Although a large portion of this ordinance is to protect the public from potential diseases and injuries, we must remember the reason for this ordinance to even come about. Animals specifically at Austin aquarium, have been subjects of imprisonment, suffering and unwanted enforced public attention. Animals that are in prison suffer from psychosis, which is a form of psychosis that develops as a result of captivity. This can present a numerous ways, such as biting the cages that are kept in pacing and circling self-mutilation and inheriting medical issues. This would be the equivalent of us being held in solitary confinement for our entire lives. The animals at the Austin aquarium, based on an undercover investigation, were denied veterinary care when they desperately needed it. Some

[12:09:58 PM]

desperately needed it. Some animals were left to suffer and die simply because the owners, Amon and Kristi Covino, didn't want to dip into their profits to care for the animals. They are responsible for. Ammon Covino has been in prison for illegal wild wildlife trafficking and broke his probation once released. A loophole exists where if the aquarium was placed under the ownership of his wife instead they could still operate. And that's exactly what they did. Screw getting around the rules and doing less than the minimum required is not new to the Covino family. That is why we must pass an ordinance that is clear and not diluted any more than it already is. Please ask yourselves if you were in the animal's position, in the victim's position, would you rather someone dilute the potential protections which would nullify its purpose or would you rather someone stand firm on the fact that you deserve the utmost respect and care and any injustice is our responsibility to place ourselves in the oppressed point of view? We stand up for the oppressed based on their

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oppressed based on their experience and not ours. Just like you or I, these victims experience reality and are sentient. These animals deserve more protections and frankly, they deserve to be left alone entirely. But this proposed ordinance is better than what they are forced to endure currently. Which is why I highly encourage you all to please place yourselves in their shoes and consider passing this ordinance once it is proposed. Ed the animals will thank you. And so will we. Thank you. Thank you, mayor. >> Mayor. Yes. Thank you. Just for the previous speaker and for the public. The Austin aquarium is located in my district and I am aware of some of the incidents that have occurred there. We initially were considering bringing forward direction to the city manager, but have pursued a different avenue for that, including talking with individuals at the state about ways that we can protect the public and the animals in the future. So thank you. >> Thank you. >> Next speaker is Aaron Mitchell speaking remotely. >> Hi. Good afternoon. Soon.

[12:12:04 PM]

>> Hi. Good afternoon. Soon. Thank you for allowing me to speak. My name is Aaron Mitchell. I am also speaking to ask the mayor and city council all to review as an agenda item the proposed ordinance, which would ban public contact with wild animals at for profit. Susan aquariums unless they have accreditation by aza that accreditation is the national standard, according to the usda and osha. The inspections and performance based evaluation means that it requires are really the bare minimum and the least that we can do to protect the innocent sentient beings. The animals that are forced to endure living there. In addition, the proposed ordinance appears to leave some concerning loopholes in the definitions of what's considered a for profit zoo or aquarium. And the definition of a wild animal does not include fish. I think it's imperative to close these holes so that all the animals have the

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so that all the animals have the fullest protection possible. Fisher very intelligent animals who form bonds with other fish, and they are no different than mammals in their capacity to feel pain and suffer. As Caitlin mentioned, the Austin aquarium is of particular concern. Ann there have been numerous investigations burns showing the blatant neglect and abuse of the animals that are forced to live in confinement. There there have also been several instances of visitors, including children being attacked and injured by the animals there without this ordinance, the public contact with wild animals is an extreme safety concern. The animals at the aquarium and similar businesses are forced to live in an extremely confining and very unnatural habitat. Animals at the aquarium suffer clear psychological distress and they do not receive the medical care when it is needed. And consider

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when it is needed. And consider Singh this ordinance, I'm asking you to please ask yourself, is there any reason why you would not want this bare minimum standard of protection for these beloved animals? Please put yourself in their position in Austin is supposed to be a place known for compassion toward animals. It's time to put the good intentions into action and put the health, well-being and safety of those animals, as well as the safety of the public above the profits of the businesses that exploit the animals. The animals are innocent and vulnerable and it's our obligation to be their voice and protect them as much as possible. All I truly believe that this is the bare minimum that we can do for them. It is a very small step to show that we truly care about animals. Please consider this ordinance. Thank you. >> Thank you. >> Next speaker is Carol Ann

[12:15:08 PM]

>> Next speaker is Carol Ann rose Kennedy. There's a little white duck waltzing on the water there, a little white duck doing what she ought to. >> She jumps right off of a lily white pad and flaps her wings and she says, I'm bad. There's a little white duck waltzing on the water rat, rat, rat. There's a little brown man hanging at the border, a little brown man

[12:16:08 PM]

the border, a little brown man waiting for an order for the kids. And their mom screamed and cried all night because he packed his bags and he picked another fight. There's a high white tower built inside a boardroom, a high white tower waiting for a quorum. They ate and they drank and they laughed and played. And while the peons worked and became their slaves, there's a big white drunk head and off to war and a smart black hunk on another Shaw the battles they fight, they belong to you. The little white man, I believe your crude. There's a longhorn bull waiting at the market.

[12:17:09 PM]

bull waiting at the market. Needs to take a crap. Don't know where to park it. They all touched down and they throw it up. Oops oh, he forgot his cup. There there's a big black bear waiting at the market. Needs to take a crap. Don't know where to park it. She high bird nests in Chicago fades. Look at the American life we made them. There's a little white girl climbing up a tree and a little black boy. She fell from mama's knee. There hungry, tired and they're so confused. Look at the little we the people being used . There's a little yellow girl born to serve a man a little yellow girl doing what she can.

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yellow girl doing what she can. She reaches up, but he slaps her down. And now she's working for a party clown. There's a little brown boy on the reservation wondering what the hell happened to the nation when he drinks and prays on the city bus, dreaming about what belongs to us. Us? There's a big white duck floating down the river and a big white duck got a wasted liver. She lays her eggs and she cries all night, hoping that a man will pick up the fight. Thank you. Thank you all for serving. >> Appreciate you being here. >> And thank you for listening. >> Thank you. Next speaker is Pete Ryman, followed by Natalie Becker. If your name has been

[12:19:11 PM]

Becker. If your name has been called, please make your way to the podium. Alice Frank. And lastly, Robert Corbin. Just please state your name for the record. Hi >> Hi. I'm Natalie Becker. I was born and raised in Austin, Texas, and I'm a current local resident. I'm here with my partner, Jesse Denyer, who spoke earlier. I'm speaking in support of saving Austin's Peter Pan mini golf. My personal experience with Peter Pan is growing up in Austin or going there over the years, my mom told me, I've been playing at Peter Pan since I was in utero and still my brother lives out of town now. And when he and his wife come and visit, we go there every single time and in response to the news cycle beginning to state the uncertainty of the future of Peter Pan, I created a petition on August 2nd, and to date this

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on August 2nd, and to date this petition has over 10,500 signatures as prime warily from local constituents who support Peter Pan remaining a part of Austin for years to come. Historic landmark status would ensure the future of Peter Pan people on the petition comments note their dismay at the number of old Austin establishments lost over the years in favor of new development. Could you bring up the slide. So on the second page there's a screenshot. What the third page? The next page. There is a screenshot of the petition as it currently stands. The following page shows us a sample page of signatures. That signature list. As you can see, continues for 226 pages, saving Peter Pan would be a huge win for citizens and for the city council to demonstrate a vested interest in preserving the cultural history of Austin. Even

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cultural history of Austin. Even as it grows many citizens are concerned that the spirit of Austin is being lost in favor of profit and new development and saving Peter pan as an excellent opportunity for city council to send a message that they care about and will actively address these concerns. Assistance from city council in designating Peter pan as an Austin historic landmark would benefit council members, citizens and the business owners, in this case, the business owners who have come today in support of their local business coverage of the petition drive was run in the Austin american-statesman on Friday, August 4th. There's a link in the thing that I sent that includes the link to that. That article, the story was bumped to the front page of the Austin American statesman on Monday eight seven in the support from historic landmark commission chairman Ben heimsath was quoted in the Austin American statesman article, noting that Peter pan meets the requirements and we be a prime candidate for the tourism grant associated with historic

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associated with historic landmark and the commission requirements for the landmark status are on. I believe now I'm all mixed up. Page two of the pan amphlett that I sent. Yes there they are. Requirements being that it's a 50 plus year old structure retaining historic integrity with community value and landscape features. As myself and Jesse and the owners will be speaking to these points during the public comment section of the Austin historic landmark commission on nine six. >> Thank you. >> Thank you. >> Thank you. Next speaker is Alice frank, followed by Robert Corbin. >> Hello, my name is Alice frank. I've been a city, a city resident for over 35 years and I originally came here to say that I don't want any speed bumps to be installed on greystone, but

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be installed on greystone, but in just one day last week, the city went ahead and installed nine speed bumps with no input from the residents. I don't want nine speed bumps on greystone. I've lived in my neighborhood for 30 years and I can't remember ever seeing an accident on greystone. It is one of the safest streets in Austin, so who requested these speed bumps? I know that close to a thousand people signed a petition to not install speed humps, but I never saw any petition requesting the installation of speed humps. There are a lot of older people in my neighborhood, and the humps are hard on our backs and they're hard on our cars. Suspension the recent installation Ann of the speed humps essentially made the speed limit 20 20mph. In reality, though, you can't hit the speed humps at 20mph. You have to slow down to 15. Every time I approach one of the nine homes, I have to stop to go over the hump and then accelerate to get to the next hump. This process

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to the next hump. This process of stopping and accelerating is wasting a lot of gasoline, which is expensive for everyone and bad for the environment. I have a better solution. Why don't you remove the existing 30 mile per hour signs and sell them to purchase 20 mile per hour signs to save money? Also on repurposing the school zone signs, just move them to the top and bottom of gray stone. Change the this word school zone and say slow zone and make the speed limit. 20 miles along the permanent along with permanent blinking lights. Then remove the recently installed speed humps and reuse the asphalt to repair the many potholes in the area such as the large pot, large pothole at the corner of Mesa and stone and large missing road piece in front of the Walgreens on Mesa. Both of which have been there for over four years. I would like the city council to try to save money as opposed to trying to spend money. It's always a few bad apples who ruin it for everyone else. Why not?

[12:25:17 PM]

it for everyone else. Why not? Why can't the police just ticket the people who speed on gray stone await the city council were the ones who defunded the police. Oh, never mind, miss frank. >> Yes. And Mr. Lambert? We have folks from transportation and public works who are here. If you'd like to have them answer some of your questions about the project, I think they would be able to do that. Thank you for being here. Robert Corbin is my name and I'd like to start by saying something I wasn't going to say. >> And it's in regards to the aquarium and I've owned dogs. I've owned cats, I've owned fish, I've owned turtles in my life, bearded dragons, different things at different ages. And I've pretty much come to the conclusion that the whole pet thing is cruelty. It's all cruelty. That's what I've about. Come to the conclusion of. So my talk Austin's no kill policies. I have previously asserted to be

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I have previously asserted to be silly. Huge waste of monies and compassion that has twisted our city's priorities. As next time you will hear all the negatives. Dog culture has inflicted upon our city. But today I will tell you recent stories. So you better understand how I got to the point I'm at. For starters, I have seen doctors for three injuries inflicted upon me by off leash dogs. One injury just before my seventh 85th birthday. His permanent and will affect my movements for the rest of my life and I am far from alone. As injuries inflicted upon our population on our epic pandemic in this city. So other stories. Barton creek, greenbelt. At my beginning of this, several years ago, I'm sitting on a rock after a swim when the water was flowing, putting on my shoes, pitbull hits me in the shoulder so hard that my whole body bends over. I turned around the dogs

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over. I turned around the dogs back there behind is the owner. I say to the owner, I don't appreciate your dog. Whomp me in the back like that. He hooks his thumb over his shoulder and he tells me, you need to get out of here. Then since then I found that that's normal for dog owners. That's not an aberration. That's the attitude they often carry along with them. If it had hit just another 2 or 3 in higher up, it probably would have shattered my vertebrae. I'd been crippled the rest of my life. Barton creek greenbelt. Again. I met a woman who told me she has a woman friend who loves the greenbelt. So much she would live on it, but she won't go on it at all because of the off leash dogs again, Barton creek, greenbelt. I meet a preschool group or they're like ages four and seven. They they have drills before. Do they go to the greenbelt? How they're going to react when a dog approaches

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react when a dog approaches them, how they're going to ball up to protect themselves. My street, my own street where I live, there's a big muscular guy who runs his dog off leash in the neighborhood while he rides his bike. It even dog runs into my property. I've asked him politely as I could, please have your dog on a leash in the hood. So what he does now, when he sees me and he's riding his bike, he races speeding and at the last minute he veers away. He'll do circles around me, call me names, vulgar names. Is that my three minutes up already? Yes. It is. I've got, like ten minutes. >> Well, see, you only get three. So ten minutes. You knew you were going to be over. Your three minutes are up. Yeah okay. Thank you. Thank you. And appreciate your being here again. Members. Members. That's all the people that have signed up to be part of our noon public communication on. Without objection, we will recess until our 2:00 time. Certain but we're

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our 2:00 time. Certain but we're going to right now start having people set up for our music. And so everybody hang around and I'm assuming that's why a bunch of folks have just shown up. And so you're welcome. And we'll get we'll get the start in the music here just very soon. Mr. Mayor. Yes. >> I think they heard you were going to be freestyle rapping. So that's why the folks showed up today. >> That's what he does every day. >> I do that very frequently, but I'm I'm sorry. You're going to have to wait for a long time today without objection, we are recessed until 2:00. But please stay for the music. It sounds like he doesn't need

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It sounds like he doesn't need any introduction. But let me give you a short one. The brake master dj cue two has been Austin's favorite and influential mix dj and old school hip hop and r&b music. Now, as we see, he's a household name. He has the most on air experience of any other mixed dj on commercial

radio of any radio station in Austin, Texas. He started mixing on beat 104.3 in early 2000. And since then he's worked in Austin radio for 17 years, up and down the dial. Known for the records that he plays a distinct repertoire of hits that identify him on the turntables. Dj two has become known for his innovative mixes through his trademark quick mix style in and out of records quickly, which resulted in the 5:00 mix being the most listened to mix show on KCPT at clubs and parties. He's known for being able to keep people consistently

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able to keep people consistently dancing, drinking and partying throughout his music sets, which know well, y'all picked up on that. Did you, man, I know how to get applause from this crowd . He's had the opportunity to work with various on air personalities, artists, djs, emcees, rappers, singers and graphic designers to put out the best product you can catch him on hot the hot mix at six airing Monday through Friday, 6 to 7 P.M. And Saturday night hot mix airing Saturday nights from 8 P.M. To 12 A.M. Ladies and gentlemen, Ann. Let's hear from the break. Master dj. Two dk. Check, check, check, check. >> Can you turn me up just a little bit? I'm really low all the time. I'm a little guy. Check, mic check. One, two. I that's good. Let me check one thing.

[12:39:48 PM]

thing. >> Any q&a? Hey. I so seriously , thank you so much for being here everybody. >> It means so much to me. Could have been anywhere else but you here with me. I appreciate it. Thank you, councilman. Thank you. City council. Thank you, Greg Watson. Thank you so much, everybody, for being here. And everybody watching. So they asked me to mix for five minutes and I was like, you know what? You guys have heard me play before. What can I do in five minutes? And I said, you know what? Let me take you on a journey. The reason why I'm here, let me show you. All right. So back in the day, I used to work on break break master dj, 2d cube on the beat 104.3 20 years ago in 2000, we used to play songs like this is how we do zohaib oh, it's part of time. >> This is how we do it. Straight up coming from the west side, this is how we do it. Oh geez. Got the flavor. Yeah how we doing? You're in the mix with

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we doing? You're in the mix with my daddy. >> The break master Dee Dee diddy. Q? That's my dad. Fast forward, I went down the Dow under. >> I went down the Dow 93 three. You're in the mix with my daddy. >> The break master. >> I just want to play that because I love it so much. >> That's my dad. >> I went down the Dow was at dj 2d. >> Q in the mix, new hot 93 three and 99.7 mix mix. I used to play songs like a-town down. >> Yeah, yeah. >> Okay. Okay usher. Usher hello, Joe yeah, yeah, yeah, yeah,

yeah, yeah, yeah, yeah, yeah, yeah, yeah. Pichette boy lil John. >> Are you in the mix with the homeboy 2d cube?

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homeboy 2d cube? >> All right, so. So then I went to work for this station in the mix on 102 three the beat with dj 2d Q, all right. And we used to play songs like started from the bottom. Now we're here started from the bottom. >> Now my whole team here started from the bottom. >> Now we're here. >> Started from the bottom. Now the whole team here started from the bottom. >> Now we're here. Started from the bottom. Now my whole team in started from the bottom. Now we're here. Started from the bottom. Now the whole team here . All right. So thank you so much for being here. >> We started from the bottom and now we're here. All right, so now we're going to go for work for this station. >> It's the Latino street mix, dj, 2d, Q on Latino. Give me. >> We play songs like this begging out. All right. That was a hey, this is George Lopez.

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a hey, this is George Lopez. >> That's my man who you're listening to right now. Right now. All right. >> So then I work to work for my current station where I'm at. You can catch me Monday through Friday and on Saturdays, my love. Hey this is it. >> 100% throwbacks with Austin's favorite dj dj to gq, the new hot 95 nine all day, every day. >> Play songs like this. Y'all go make me lose my mind up in here. >> Up in here. Y'all go make me go. All out, up in here, up in here. Y'all go make me act. Go up in here. Up in here. Gotta go make me lose my cool up in here. Up in here. What up, guys? >> Bruno Mars hanging out with dj 2d cuz. Let me see. >> I'll make some noise. Make

[12:43:53 PM]

>> I'll make some noise. Make some noise where your hands at. >> Come on, we're here. Let's go . Put your pinky rings up. Thank you so much. We'll say thank you. City council. Thank you so much. Mayor Camacho Watson 24 karat magic in the air. Head to toe. So player. All right, let's take it back. Who let's get up. >> Come on, let's a celebration. Let's do this. >> What's up, everybody? I'm Gary Clark Jr. And right now you're listening to my favorite dj, dj tutti cube. Hold on, hold on, hold on, hold on, hold on. I'm just getting started. Yo if you don't know, it's Gary Clark Jr. Right now you're listening to my favorite dj ever in the world. The dude who inspired me, who put me on to the dopest of the dope and the greatest of the greatest. But I wouldn't be here right now if it weren't for this

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right now if it weren't for this dude. Real talk. It's dj tutti Q let it be known I'm out. All right, all right, all right. >> I'm happy. Clap along if you feel like a room with happy hands. >> Come on, let's go. Because I'm happy. Clap along if you feel like happiness is the truth. Because I'm happy. Clap along if you know what happiness is to you. Because I'm happy. Clap along if you feel like that's what you want to do. Thank you so much. >> Austin, Texas. Thank you, everybody, for always showing me love. >> Love y'all so much. Thank you. Thank you. My mom. >> Thank you, my sister. Thank you. My daughter. >> Star, my grandkids. And thank all of y'all, too. Celebration. We're here. That's what Trejo put your hands up. Make some

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put your hands up. Make some noise. Clap clap your hands. Let's go. Thank you so much. Merry Christmas. And Jose Austin city council. >> Pj tutti Goss's favorite celebration. Love rey good times come on, let's celebrate it. >> Come on, now. Celebrate >> Cause you're my old and new friend. Convener thank you so much. >> Versus happy birthday, Roland chito. We're gonna have a good time tonight. Let's celebrate tonight with party and come and take. >> It's all right, ray Austin to build it. >> We're going to have a good time tonight. Garcia, Moreno's in the building. Let's celebrate. >> Black, white, Puerto rican, Dominican, Italian. >> In the building. What up? We're gonna have a good time tonight. >> Somebody said on Austin was in the building. >> What up? It's all right, northside. What up west side. What up? Southside Austin. What up, Shaw? Let's celebrate. >> It's all right. Let's go. Trejo.

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Trejo. >> Thank you so much, everybody, for being here. >> I really appreciate it. Y'all could have been anywhere else, but you're here. >> My name is dj tutuki, Austin's favorite dj. And let me say this real quick. If I was a millionaire, I would do this for free because I love y'all. Thank you so much. >> All right, everybody, keep standing up because we got a special proclamation. I've got to I want all the council members are here. Come on up here. Come on up here. Come on up here. Yeah we got a lot of council members here. Got a lot of folks in the council chambers. This is great. Yeah yeah, yeah, yeah. >> Come on. Yelling at us. >> Just wait. There's a. >> I'm sorry. No, no. Come on. You're all right. You're all right. You're running the show. You got it. You know? So come on in here. Along with all these

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in here. Along with all these council members, I want to make a special proclamation. Be it known that whereas the city of Austin, Texas, is blessed with many creative musician burns whose talents extend to

virtually every musical genre. And. Whereas, our music scene thrives because Austin audiences support good music, produced by legends as 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 of the world, do hereby proclaim August 31st, 2023, as dj 2d day in Austin, Texas, on behalf of the entire city council. >> It's great you take this. Beat. >> Yeah. Come on, say a few words. To you. It's all yours now. So. Thank you.

[12:49:15 PM]

now. So. Thank you. >> Thank you so much, everybody, for being here really seriously on the people watching right now. Some lady told me, one of my djs said, man, you represent for the ogs, man, I want to represent for all the djs. Thank you. And I have no hate on no djs up and coming, the ogs. Butts. Well, one love. And seriously, it's all love in this building today from behind me to in front of me. Thank you so much. I love y'all. >> Keep keep it up. Thank you. Thank you for representing Austin the way you do. We're all very proud and very happy that you're here with us today. And thank you for bringing this group. This has been the this has been the most fun of the city council meeting we've had in a while. Can I say one more thing, please? Please. Oh one more. >> Can I say. One more thing? Is this. Can we turn this up a

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this. Can we turn this up a little bit? I want to say one more thing. Okay I'm going to continue to do what I do. Like I said, if I was a millionaire, I would do this for free. If my own my little bar, I'm going to do it. I'm going to do it. I'm going to continue to do it. But when I die, y'all better come back and get me right next to Stevie raven on lake. On lake on the lake. I want a statue. I want a statue right next to Stevie raven. Let's give him a round of applause. >> Thank you, man. >> Thank you so much. >> Yeah. Let's get a picture. Come on. Come on in here. >> Let's get a picture here, you hold this. >> Let's go around him. Here. Good afternoon, everybody. I'm

[2:00:36 PM]

Good afternoon, everybody. I'm going to call back to order the Austin city council for this regular scheduled meeting. It's 2:00 pm and it's August 31st. We are continuing to meet in the city council chambers, which are located at Austin city hall, which is at 201 west second street in Austin, Texas. Members it is 2:00. And so we will take up our 2:00 time certain which is related to zoning. And I see somebody at the podium. So let's see if she can kick us off. >> Thank you, mayor and council joy harden with the planning department. Your zoning agenda begins with item number 100 and 8c1 for 81033. Rca this is the Brodie oaks restrictive covenant amendment and this is an applicant postponement request

to your September 21st council meeting. The applicant is still awaiting signatures on a document that is needed to finalize this item, so we are postponing it again to your September 21st council meeting. The related rezoning is item number 109 c81 for 2021 0099.

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number 109 c81 for 2021 0099. Again, this is the applicant postponement to your September 21st council meeting. Item 110 is in. 2022 0005.02. This item is being offered for consent. First reading. The related rezoning is item 111 c1 for 2022 000114. Excuse me 011 for again this is being offered for consent. First reading. And I just want to state that there is a valid petition on this case and the speaker is here to speak to their concerns about this down zoning triggering compatible Katy this item is supported by staff, but it was forwarded without a recommendation by the planning commission. So we're just here for first reading. It will require a minimum of six votes today. And when this item returns back on your September 21st council meeting, it will need nine votes for second and third reading item 112 is c1 for 2020 zero, one for three. The

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2020 zero, one for three. The ballot petition on this item has been rescinded and we are ready to offer this item for consent on all three readings. Item 113 is. 2022 0008.01. This is the east 12th street case. There is a neighborhood postponement request to your September 21st meeting. Please note that this is the neighborhood's second postponement request. That staff was ready to offer this item for consent. First reading and bring this back on your September 21st meeting. And that's the same date that the neighborhood is requesting their postponement. I will just say we have speakers here for and against this item. The speakers can speak to the merits of their opposition, the opposition and their reason for their postponement request. And then, counsel, you can make the decision for consent first reading or the postponement request. Second postponement request. To September 21st. Again the 114 ac1 for 2022 0150. This is the related rezoning to

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This is the related rezoning to the item that I just spoke to and again staff is offering for consent first reading. But the neighborhood is requesting a second postponement at 115 ac1 for 2023 0039. This is being offered for consent on all three readings. There are two opposition speakers here to speak to their concerns. 116 ac81406017 50.04. This case is being offered for consent on all three readings. Item 117 is 2023 0018.04. This item is being offered for consent. First reading the related rezoning item is 118 C one for 2023 0029. Again, this item is being offered for consent on first reading. Item 119 is 2021 0025.01.

This item is being offered for consent. First reading the related rezoning is item 121 for 2022 0160. This item is being offered for consent. First reading and the related rca is 121 c1 485 2880.79 rca. There's the

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2880.79 rca. There's the applicant postponement request to your September 21st meeting. The two cases before were offered for consent. First reading. This is postponed because rca's just have one one reading and will be bringing these items back on September 20th. First. Item 122 is c1 four 2022 0169. This item is being offered for consent on all three readings. Item 123 is c1 four 2023 001 for there is a valid petition on this item, nine votes are required, but this item is being offered for consent on all three readings. Item 124 c1 four 2023 0030. This item is being offered for consent on all three readings. Item 125 is c1 four 2023 0026 and there's a applicant postponement request to your October 19th council meeting. I don't want 26 two c1 four 2023 0023. This is being offered for consent on all three readings. Item 127 is c1 four 2023 0059. This item is being offered for

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This item is being offered for consent on all three readings. 128 is c1 four 2022 0151 this item is being offered for consent on all three readings and I'm. 129 ac82149700 01.15. This item is being offered for consent. Second and third readings and that concludes the agenda. The zoning agenda. On. Items 113 and 114. >> Those are the only ones where you have multiple speakers. Yes. >> Yes. I know that. Yes, we had Brodie speakers, but that item is being postponed and just to note, 111 well, 110 and 111 we have the opposition speaker that has the valid petition, but it's a single speaker but it's a single speaker. You're correct. Mayor 113 and 114 is the only item moving forward with multiple speakers, correct?

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multiple speakers, correct? Okay. >> Thank you. Council. Thank you. Council does anybody have any questions of staff? Yes. Councilmember >> I would just like to respectfully ask that we take up 113 and 114 first. I'm not feeling well. >> Fair enough. Thank you. The other ones are consent, but what I'll have people do, we have signed up to speak that aren't on 113 114 madam clerk. I'll try to be accommodating here. Sure >> It looks like in person speakers we have about one, two, three, four, five, five. And for remote we have four. >> All right. And then how many on one? 13 and 114. >> That was for one. 13. >> One. Okay. I'm sorry. Then how many other speakers do we have signed up? >> We have six other speakers for in person and. Okay about for remote. >> Good. Then. Then to accommodate the council member. What what I'll do. Unless there's objection council members is we will take up items

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members is we will take up items 113 and 114 Ann first and then what we will do is we will go back to a consent agenda, if you will. What I want to do on 113 and 114 is, as I indicated I would do in the message board post and I said that beginning today, we will have the agent make a presentation. Then we will have someone representing the opposition make a presentation. Then we'll go those in favor, those opposed, and then a close and we'll take up 113 and 114. That way and then we'll go to consent agenda unless there's objection. All right. With that being the case, I can see I'm creating some consternation, but I tend to do that. So I'll just lay out 113 114 okay. >> Thanks again, joy harden with the planning department this is item 113 on your agenda in case 2022 0008.01 located at 33117

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2022 0008.01 located at 33117 and 3121 east 12th street. The request is to change the land use designation from commercial to mixed use land use. Item 114 on your agenda is case number c14 2022 0150. Also located at 3117 and 3121 east 12th street. The parcel is approximately one acre. The request is to go from cs one comp cs comp and cs comp to cs move comp staff recommends cs move comp zoning, classify action. The applicant is proposing to build 110 multifamily dwelling units with 1500ft IS of street level retail, so staff does not recommend caring for the height restriction of 40ft for these tracks as that is what's on. Even though the zoning currently is. Cs it does have a co of limiting the height of 40ft and staff does not recommend carrying that over the site is

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carrying that over the site is located around the capital metro rail station on a level two smp roadway. And imagine Austin activity corridor airport boulevard maintaining this height restriction could restrict the area of affordable housing and additional street level retail. The basis of this recommendation includes a change of conditions has occurred within the area, indicating that there is a basis for changing the originally established zoning and or development restrictions for the property. Zoning changes should promote compatibility with adjacent nearby uses. Zoning should promote the policy of locating retail and more intensive zoning near the intersection of arterial roadways and or intersections of arterials and major collectors in zoning should promote clearly identified community goals, such as creating employment opportunities and providing affordable housing. Thank you. And I'm available for questions and for clarity purposes. >> There's been a request by the neighborhood for a postponement to September 21st. So staff is recommending that it be passed

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recommending that it be passed on first reading. >> Yes. And of course, I know that decision belongs to you, but. Yes, but we're offering it for. Yes, you're exactly correct . And that would be their second postponement request. They had one and it was a six week. It turned out to be six weeks because this was your next council meeting. Fair enough. Okay >> Now, the way the way we'll do this is five minutes for the proponent, a representative of the opposition will get five minutes. Then we will go to speakers as if and with the two minutes apiece, and then we will allow for a closing by the opposition and then by the proponent. And then we'll vote. So Mr. Whalen, if you're the proponents representing five, I'd ask you to approach the microphone. Thank you. >> Michael Whalen, on behalf of the applicant. But as you heard , the neighborhood's first postponement was on July 20th. We've had several meetings with neighbors, Singh property owners

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neighbors, Singh property owners before and since then, along with the two neighborhood association representing lives. And in your backup, you're going to find several neighborhood letters in support of the rezoning. I believe we also have some people live here to speak and on the phone. Our case includes a flume amendment modifying a 2001. That's I got that right. 2001 rosewood neighborhood plan. Since the plan was adopted, transportation options have expand added near the site to include four bus routes include adding a weekday high frequency route into downtown and significantly see the mlk junior rail station has been established since 2001. In addition to support from neighbors, we also have staff support as well as a unanimous recommendation from the planning commission. This project would add needed housing include adding affordable housing at 60. Mfi within 400ft of airport boulevard, which, as you heard, is designated as an imagine Austin activity corridor and as

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Austin activity corridor and as an smp transit priority network roadway. It would also include ground floor pedestrian oriented uses. This council obviously has placed a clear emphasis on the production of affordable units via the vmu program, and this project seeks to advance those goals with the commitment of on site affordability. I'm available to answer any questions and I appreciate your time. >> Thank you. Members, do you have any questions of Mr. Whalen ? All right. We'll have a representative of the opposition that will be given an opportunity to speak and then we'll go to speakers. >> But if I sit up, it's up to you. And is this regarding the postponement or is it the entirety of we're taking up the item so however you want to.

[2:13:53 PM]

item so however you want to. >> Okay. I guess a couple of things that I'd have to respond to that Mr. Whalen said. >> The 110 unit number is kind of fluff and some of the additional documents that they submitted to the planning commission, as well as other others, it suggests somewhere in the range of 80 or or 70 low 70s. And there's been no indication from the applicant whatsoever that there's been any planning to actually construct anything. It doesn't even appear that there's been financing secured. And that's from the conversations that we've actually had with the applicant in terms of its appropriateness in this area. It's incredibly inappropriate. The conditional overlay of 40 foot height regulation was established to counterbalance disproportionately intense zoning that was put into east Austin and into the rosewood neighborhood area because of the city's history of discrimination

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city's history of discrimination and disparate zoning practices. As the rosewood neighborhood contact team did extensive work in 2002, I think is when it concluded. But for a two year period, a purely voluntary set of community leaders worked together to establish the rosewood neighborhood plan, which itself is one of the most accommodating and I guess multifamily and affordable friendly plans that you will find in the city. Of under the current plan. I know that there's small lot of amnesty. I know that we allow multifamily and direct proximity with single family homes. We have some of the most naturally occurring affordable housing in the area, including 130 apartment unit that exists at the corner of airport and 12th. We also have incredibly constrained roadways in this area. It's, as Michael said, level two, smp, the mlk

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said, level two, smp, the mlk rail station, is about a mile walk away, which for any individual who might have health conditions or or not, have an easy way of going through 105 or 110 degrees is it's not easy to walk a mile there. And when you do get there, it will usually take you to either Verde stadium or the convention center and little elsewhere. There's no walkable retail. There's one restaurant at and a drive through liquor store which the staff and its staff report called a grocery store that would accommodate high density multifamily. There's so many things in this project that are wrong in terms of functionality. It's like transplanting a whale heart into a person. It will just burst the arteries in every place. We don't have a traffic pattern. The bus stops will be some of those will be eliminated with the recent update to the 12th street mobility upgrades.

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12th street mobility upgrades. There is. There's strong indications from every community involved in this. The rosewood neighborhood contact team, the Mckinley heights neighborhood association, the

Homewood heights neighborhood association, as well as 30 registered opponents to this for today's reading. They might have drummed up a couple people that their friends with to come out and testify in favor of. And maybe they do have genuine support for it. But surveys that we've taken, unanimous votes that have been taken at neighborhood meetings have all indicated that we are strongly in opposition. And it's not simply to oppose development. We want deeper levels of affordability. We want greater levels of environmental sensitivity. We want thoughtful community informed development. And to the extent that this is not I mean, it's proven by the fact that they're doing nothing other than the bare minimum of what is statutorily required of them. There's been no

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of them. There's been no restrictive covenants. There's been no, you know, incorporation of community interests into what they have proposed. And that is after multiple meetings and at every one of those, there's been a simple rejection of all input with no counterpoints or offerings of creative solutions. So I would suggest that this not even go through first reading, not only because of the unproductive sit downs that we've had with the applicant, but also because the president of McKinley heights was out of town for the majority of August. We had one sit down meeting which we expected to be productive and allow for remote communications afterwards and that was obviously not the case. On top of that, there's been illness by some individuals on the rosewood neighborhood contact team that were direct authors of the rosewood neighborhood plan. And I think it would be very beneficial to incorporate them in any discussion about how this very complicated and well balanced document gets modified. Thank you. >> Thank you, sir. Members we'll now go to public comment. We

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now go to public comment. We will start with those that are in favor of the application and then we will go to those that are in opposition. Ann thank you, mayor. >> We'll start with the remote speaker, Jared covey, in favor. Mr. Jared kobe, go ahead. >> We can hear you. >> Yes. Can you hear me? >> Yes. Yes great. Yeah >> So my name is Jared kobe. I'm a homestead homeowner, resident of district one today, my endorsement for the 12th street project, having discussed it with the developer, I stand behind their vision. They've done this in north of downtown and in accommodate Eid affordable housing. Well I just want to show my support for them this. Thank you. >> Thank you. I'm going to jump

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>> Thank you. I'm going to jump to the in-person speakers who are in support. Charlie piazza, followed by Zachary fragapane and Michael Bernstein. If she calls your name, would you please come forward and sit on the front row there so that we can be efficient and respect the people that are coming behind

you? >> Thank you, sir. >> Good afternoon, city council. My name is Charles Dipiazza and I am in support of the rezoning application for 311731 21 east 12th street. I live close by on east 17th street. The owner has talked to me about the project and helped me understand their approach. I was particularly interested in learning more because I am an architect and I am also an adjunct faculty at the UT school of architecture and I work in the real estate industry. Having met with the owner, I agree that their plan

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owner, I agree that their plan for the property is better than what could be done today and the current zoning the 12th street corridor is an area that is suitable for this type of project that they are pursuing. I also appreciate that the project will include affordable housing and additional retail in the area. I believe more vertical and denser residential and mixed use construction in rosewood will indeed increase walkability. Katy. I hope that you will support their rezoning request. Thank you for your time. >> Thank you. Hi everyone. >> I am Zach Fraga. I am a resident of the neighborhood that this project is related to and in and I have spoken with the applicant, the developer and I have reviewed the plan and I am in favor of this project. I strongly believe we need more

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strongly believe we need more affordable housing on the east side. Please don't postpone this case. Thank you so much. Thank you, sir. >> Hello. My name is Michael Bernstein and I'm here to speak in support of the rezoning application. I am the CEO of the developer seeking the rezone. I'm also a resident of district one. I live about a mile away from the property, and that's where I've lived for about seven years. The property is currently vacant and with a small vacant commercial building. There are no residents living at this site currently, so our project would not result in any displacement. This rezone will help us transform the property into a mixed use building that will bring more housing, including sorely needed affordable housing to the area. The property is located just 400ft away from airport boulevard on a roadway designated as an smp activity corridor. It is walking distance from the mlk junior rail station and at least four bus routes. The application seeks to rezone

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The application seeks to rezone into the vmu zoning category that the city amended last year to promote the development of more housing with on site affordable units. I was happy to see that change, which improved our ability to increase housing supply in seeking to operate under this new ordinance, we are hoping to do our part in alleviating the city's housing crisis. I have personally met with numerous residents who were in support of the project. I'd also like to address the opposition as one of the opposition's points about seeing no plans to build the project. My company is actually under

construction right now on a 363 unit project that is located about a mile away from this site that includes 10% of the units as affordable. And we have also just completed a 76 unit project that in the north Lamar area that includes 25% of its units as affordable. Our intent is to move forward and develop this project and do what we say that we're trying to do and bring more affordable housing to the area. I ask that this council not grant the postponement.

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not grant the postponement. We've already had one postponement back in July that resulted in a six week postponement. We have had numerous meetings with residents in the neighborhood, some of whom you've heard from today and had have had meetings with the opposition. >> Thank you, sir. Thank you, mayor. >> That concludes all speakers in support. I'm going to jump to back to remote speakers speaking against first speaker is Monica Guzman. >> Good afternoon. I'm Monica Guzman, policy director at Garza lugo Austin vinyl Austin I'll start by reading an excerpt. Excerpt from a statement made at a may 2023 planning commission meeting. Quote, Homewood heights neighborhood association. Mckinley heights neighborhood association and the rosewood neighborhood contact team have been working to negotiate a more community informed development deeper and more localized affordability. Inclusion of retail that meets a broad

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retail that meets a broad community need safe traffic patterns, environmental conditions, etcetera. Today, the developer has refused all conditions proposed by our communities and signaled no reliable intent to build, end quote. The city does adoption of the rosewood neighborhood plan gave their community the right to come together. Review amend their neighborhood plan. This proposed development is the opposite of that. The imbalance of developers advocating for has never been sought by their community and through official vote at neighborhood meetings, residents have expressed undivided opposition. Ann GABA is opposed to the eastern crescent zoning cases, specifically items 113 and 114. While the east 12th street zoning cases are not in the Garza zip codes of focus, we stand in solidarity with the adjacent eastern crescent communities experiencing rapid gentrification and displacement of deeply rooted residents. GABA agrees with and stands in support regarding opposition to removal of the height restricted

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removal of the height restricted overlay concerns regarding displacement of the bipoc residents expectation that new developments should come with stronger long term community benefits and anti-displacement measures. GABA urges you to support the Homewood and Mckinley heights neighborhood

associations. Rosewood contact team grant the postponement and urge you to direct the developer to negotiate better deals with greater community benefits. Thank you. >> Next speaker is missile Ramos speaking against. Also, I'm opposed of this. >> This amendment. I also want to request to postpone this development needs to be postponed so the community can keep working with the developer around outlining affordable housing. The number of units that were stated this this is been pretty much an afterthought and we don't have true

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and we don't have true definition of what those mfis for each unit would be as well. We definitely I would recommend having more mfis that are outlined towards the actual historical census data track so that we can ensure that people in the community actually stay within their community and can grow with their with the Homewood heights neighborhood. This neighborhood plan was constructed by community members for community members to ensure the growth of the neighborhood. And there hasn't been any negotiation on that behalf. And so as I stand here, I request that there be a postponement and more actual negotiation with the community on what type of benefits can come back to the neighborhood and actually help those who are looking to not only continue to represent the neighborhood and the area, but also continue to represent those values of east Austin. Thank you

[2:28:10 PM]

values of east Austin. Thank you . Thank you. >> Thank you. I'm going to jump back to in-person Ann speakers. We have one more speaker speaking in opposition Ann Jennifer Grayson. Are you here? Please make your way to the podium. Okay opposition to this zoning change is not opposition to growth or development. >> I want to be clear in saying that, so I'll say it again in opposition to the zoning change, isn't opposition to growth or development. But as the president of Mckinley heights, I'm speaking on the overwhelming majority of residents who are in favor of more affordable Katy more affordable multi-bedroom units, environmental protections and considerations, dark skies initiatives and useful retail space and preserving the conditional overlay encouraging, moderately paced development. And, to be clear, an overwhelming majority, 75% of polled residents of Mckinley heights, want to preserve the conditional overlay and limit height at 40ft. However, we

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height at 40ft. However, we don't have any leverage to negotiate or achieve any of our goals because the real or perceived rubber stamping of the zoning proposition by the applicant, the applicant is disincentivized to work with our community and listen to our concerns when we ask the previous. When we asked for the previously mentioned factors to be considered in the planning process. Michael

Bernstein, CEO of Geiser group, responded by saying, we quote, we are prepared to comply with all current city rules and regulations, but we are unable to accommodate your requests as they would be unduly burdensome to the project, end quote. They will not listen to us or work with us because they don't have a reason to. I'm honestly concerned that there are no real plans to develop and that the development is what we all want. City council wants it. Our neighborhoods want it. We all want it. What we don't want is for this piece of property to sit vacant after the zoning changes. As at a recent meeting with geysers group, they could not provide information about their plans. They didn't have details about the number of units type of retail space, proposed parking entrances and exits, or give any specifics

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exits, or give any specifics about about the project. Michael Bernstein has verbally stated that market and market conditions are not favorable for them to build right now, so they do not have immediate plans to build in the future for or immediate future. I'm sorry. This case sets precedent for the entire 12th street corridor. So let's be thoughtful about it. Let's do more than the current city rules and regulations burns to preserve the history of our neighborhood. Please thank you. We'll now have two minutes for the opposition to close and two minutes for the applicant to close. >> Sir, if you want to close, you have the opportunity to close and then it'll be followed by the applicant. What Jennifer just described about market conditions and these are macroeconomic, persistent market conditions. >> They've been described by the

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>> They've been described by the CEO of this company as prohibitive for any kind of construction and frankly, having put down the investment of acquiring this land, there should be at least some homework done as to what they were going to do. There's none in terms of affordability. We we're nowhere near what our census tract would consider affordable. Knell 60% citywide average mfi is far outside the reach of most of the residents are susceptible to displacement in this area in terms of adding affordability, you'd get at most seven units. That's if it gets to their Rosie 73. You know, projected or forecast mid range, you'd get at most seven units at 60. Mfi which is fundamentally gentrifying the area in complete contradiction to what the UT uprooted study suggested as well as a number of votes and conversations that this this and some council members in previous council members have had. We want to see this work in our

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want to see this work in our community and we do want to see infill development that is a plan that was outlined in the rosewood neighborhood. That's a goal outlined in the rosewood neighborhood plan. We

want infill development, but we want it to work with the community. We wanted to reduce the possible Katy of displacement. We want more deeply affordable units. We want more affordable units. And we want this to legitimately serve the need of walkable retail for this compact, you know, mid range density, walkable community. See that so much of planning and, you know, council resolutions has aspired to please give the community Denise more strength in negotiating a better outcome. >> Thank you, sir. Mr. Whalen, you have two minutes to close. >> Thank you. Michael Whalen, on behalf of the applicant, the rosewood neighborhood plan and goals three in particular to

[2:33:20 PM]

goals three in particular to promote affordable housing options while reducing the number of vacant lots to promote infill development on vacant commercial lots. Three promote commercial uses that serve the needs of the neighborhood residents. The first thing we're seeking, obviously, is vmu zoning. 10% of the units will be on site at developers cost 60. Mfi it's interesting because they're proposed. All that they keep referencing is one of their things was quote, maintain the rosewood neighborhood plans 40 foot height conditional overlay which obviously would shrink further the number of units that would be there, the approximately 80 units that would be there second is this is, as I've already noted, a vacant commercial piece of property. Nobody would be displaced. And then finally we would have ground floor commercial uses. We are paying a street impact fee. And I would note, interestingly, one of their condition ins of negotiation was, quote, divert high density traffic off interior neighborhood streets by a routing all vehicles vehicular

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a routing all vehicles vehicular traffic to airport boulevard via Harvey street used Singh. Whoever the owner is, they're the private owner and the and the city of Austin to go through public space and to construct vehicle barriers on the east end of Saul Wilson avenue, where some of the opposition lives. So I think we do have two weeks with passing this on first reading to try again to have a more realistic discussion and we're open to some ideas. It's just hard when in the absolutes would shrink the building in half. And we're really trying to have some housing and on site affordable housing here. >> Thank you. Thank you. Members without objection will close the public hearing on items 113 and 114 on the chair recognizes councilor harper-madison with regard to items 113 and 114. >> Thank you, mayor. Appreciate it. And thank you all for your patience. And let me go first and I'd like to say I appreciate

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and I'd like to say I appreciate everybody who came out to speak both in opposition and in support colleagues. I've asked city staff that we not approve items 113 and 114 on all three readings and instead

only on first reading for today as you are aware, I'm generally supportive of increased housing, especially income restricted housing where it may not occur otherwise. I think housing that is connected to our transit system and provides access to nearby jobs is imperative. But that said, I believe this particular case and its location warrant additional conversation between the applicant and neighboring property owners. It is my hope that over the next two weeks that the applicant can consider and incorporate improvements to the project that make it the best possible. While still feasible and significant contributor to housing development. Thank you. >> The chair recognizes the councilmember harper-madison and

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councilmember harper-madison and will recognize that as a motion to approve items 113 and 114 on first reading only. It is seconded by the mayor pro tem. Is there discussion of the item ? Without objection items 113 and 114 are approved on first reading only. Thank you. Councilmember thank you. Members that will now take us to what will take up as a consent agenda and Mr. Harden I'm going to read this to make sure we have clarity or and I hope I don't create lack of clarity, but I want to read through here and this will be the motion that the chair would hear. Then we will have public testimony on these items and have a vote following that item 108 would be a postponement to September 21st, item 109 would be a postponement

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item 109 would be a postponement to September 21st. Item 110 would be consent on first reading only. Item 111 would be on first reading only, but it would require six votes each. Item 112 consent on all three readings we have handled 113 and 114 item 115 teen would be consent on first reading only. Is that correct? >> 115 consent all three readings. I'm sorry. That's fine too. Opposition speakers are here. Yes. >> Thank you. Item 116 consent on all three readings is 117 consent on first 118 consent on first 119 teen consent on first 120. Consent on. First 121. A postponement. To September 21st. 122 consent on all three readings. 123 concern sent on three readings but would require

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three readings but would require nine votes. 124 a consent on all three readings. 125 postponement to October 19th item 126 consent on three readings. 127 consent on three 128 consent on three 129. Consent on second and third readings. I get that right. Yes. Yes. I will entertain a motion. Mayor pro tem. >> One quick clarification on 125 I'm not sure if I just misheard. Did it say postponed to October 10th? >> Oh, that's Joey's guesses there was an error. So it should be October 19th. That's the council meeting date. >> Thank you. >> Thank you. All right. So I do . Thank you. Councilmember pool moves adoption of

the consent agenda. As I read it. Is there a second? Second by councilmember qadri. >> All right, speakers.

[2:39:30 PM]

>> All right, speakers. >> Yes, I know you have something to say. >> I have a comment to offer for our before speakers. >> No, not before speakers. >> Okay. Let's do speakers. >> Yeah, I'll come back to you. How about that? Without objection, we'll open the public hearing on the items on the consent agenda. I'll now turn to the city clerk and ask that you help us with the speakers. >> Thank you, mayor. First speakers. Zenobia Joseph speaking on item 112. >> Thank you, mayor. Council I'm speaking on item 112. One, two, one, two, one. North 35. I just want to call to your attention and let me just preface by saying thank you to council member Fuentes. I would be remiss if I didn't thank her for the child care cost of living clarification earlier. And mayor, before I start my comments, I just wanted to ask you to give the new rules to the clerk so she can post it with the speaker registration in the future for as it relates

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future for as it relates specifically to the item, I just wanted to call to your attention the may fourth, 2023 staff report specified that mobility and connect tivity options in the area are below average and all trips would be by car. This is a car centric device, 330 units. As you are aware. I just want to call to your attention as well that it violates your project connect contract with voters. August 7th, 20, 2050 50 mode share goals. I want you to recognize, as I just mentioned, that the individuals will have to drive here. It increases congestion and it would be in addition to the 220 vehicles that capital metro plans to park behind Samsung about three miles. I want you to recognize that on June 10th, 2020, capital metro in the joint project connect meeting actually voted to maintain this inequitable system, stating falsely that it better connect people. So everyone in our community can thrive. And I want you to recognize and for the members

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recognize and for the members who weren't there to go back to the June 10th, 2020 project connect meeting and you will hear Natasha harper-madison speak the same language. And she was very enthusiastic about supporting this project connect. But I do appreciate that she mentioned dirty air, deadly roads and racial disparities, as well as 60 minute bus routes are once an hour for this area. I just want you to be aware, has about 1763 units over 1763 at Yeager and peck ridge boulevard. It is a concrete jungle. And I just want you to recognize that the trees are raised when they build these projects. If you have any questions. >> Thank you. Next speaker is Nick Chiodo speaking on item 118 . >>

Hi, my name is Nick Knell Chito. I am the chair of the Highland Skyview Neighborhood Plan. >> Contact team. >> I. The contact team has voted to support the rezoning of 7009

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to support the rezoning of 7009 Guadalupe with the caveat that a public right of way be provided via the property from Guadalupe to the currently under construction Highland Neighborhood Park, which the Property 7009 Guadalupe backs up to the park has been a major to a major. The part of the neighborhood's agenda for the last ten years and after lots of meetings with accessibility to the park has been a major issue for our neighbors. That we wanted to increase and kind of get as much accessibility to the park as possible. The location of the park is kind of interesting in that it's landlocked and there's only one entrance and exit to the park currently. So we've talked to the developers who are amenable

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the developers who are amenable to this and. We'd also like to thank Councilman and Velez support and his staff support in facilitating this. So that's it. Thank you. >> Next speaker is Karen Fernandez speaking on item 123. Good afternoon, Mayor and Council members. >> My name is Karen Fernandez and I'm the current president of the Matthews Lane Neighborhood Association. I would like to thank Council member Alter for coming out to walk the neighborhood with us to see firsthand our total lack of infrastructure. We also appreciate staff co-limiting the number to seven units, but still believe four units per acre is the appropriate number given our lack of infrastructure. There are currently 30 households on Albert Road, which is a narrow rural street with no sidewalks, curbs or drainage and the water pressure is substandard. With the current approved rezones and the two cases coming up next

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the two cases coming up next month that will bring us to 63 new homes to be built. We ask that you please prioritize our needed upgrades before they are built. We also ask for a co-prohibiting strs with the new units. Thank you for your time and your service. >> Thank you. >> Okay, I'm going to jump two in person. Speakers is let's see, we have Melissa Hawthorne speaking on items 99 108 and 109. If you're here, please just make your way to the podium. Jean Wilkins. Ingrid Morton. Andre Bison. If your name has been called, can you please make your way to the podium? Lorraine Atherton. Followed by Sarah Sorby. Do you have a handout

[2:45:41 PM]

sorby. Do you have a handout that you can display. For item 115? >> Did you bring a handout? I submitted one on it. No, no. Looks like this. Is. >> Sorry. >> Okay. I'm Lorraine Atherton,

[2:46:46 PM]

>> Okay. I'm Lorraine Atherton, here to oppose item 115 on the commercial rezoning of 1705 evergreen on the handout is a list of all the commercial uses prohibited on evergreen over the last 25 years. At the bottom is a list of uses not prohibited which are all general office uses. This compromise was worked out by Betty Baker, planning commission chair 25 years ago and actively supported by the Zilker neighborhood association and the city council under mayor Kirk Watson. The zoning chair wrote in 2004. We fear that zoning with no restrictions on undesirable uses will endanger the existing mix of small retail and office uses and eliminate any prospect to incorporate residential uses. Merely by affixing the label. Mu to the zoning category does not ensure mixed use as today's question is

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mixed use as today's question is, is if we all want to see more townhouse houses, cottage courts and live work housing here, why are we talking about rezoning a residential property for a convenient storage? Large large office buildings and high turnover restaurants? Please please rezone this for sf five or sf six or a multi family zone. Anything but chs. Thank you. Thank you. >> The last speaker is Drew surgically. Speaker on item 115. Are you here. Drew. >> Is Drew here? >> Yes. >> Please make your way down. >> I apologize. I do have a visual presentation to show now

[2:48:49 PM]

visual presentation to show now and it's on. >> Did you submit it or is that it. >> It is. That's that's Nickells. >> Who is for the land. >> I understand. Did you submit one? I did. Okay perfect. >> Okay. Thanks. As you can see, I'm a little bit out of my element here, but I am opposing this zoning matter that's on evergreen street because of

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evergreen street because of traffic. >> I'm sorry. Can you state your name for the record. For sure. And which item you're talking on? >> Okay. Item number 115 on here. Opposing the up zone to KSMU. And

your name is drew sadecki. Okay and let's see if you could to kind of set the stage. Can you double click on that link and start playing from 10s? >> You're going to run out of time real soon. >> Okay. Well, it's good. So. >> Okay, this is an evergreen kind of right now. >> Now, if you go back to 10s, I'm sorry for Boston. Everyone around here, it's super congested. And so that's the street where the landowner has

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street where the landowner has his is trying to up zone an and if you can stop that now and we can just go through the regular presentation but that's there for you on the record should you want it that's another picture of just kind of like status, status quo of the intersection and that's from a perspective of my house where I. You know, can see everything that's happening. So if you go to the next slide, please, I'd appreciate it. What kind of what I see here is that we've got some opportunities to do this right. To me, this picture shows that on evergreen there can be vast improvements in these uses. It doesn't matter to me what the use is. Is it CCSF? The important part is we got to realize uses occur in physical reality. Physics on a street. Next slide, please. >> I'm sorry, but your time is expired. >> Oh, really?

[2:52:00 PM]

>> Oh, really? >> Yeah. >> Okay. Two minutes happens fast. >> Yeah, that's why I tried to warn you about all your 10s. Okay >> Can I just. >> Really. Your time is up. Okay >> Thank you, though. Appreciate it. And, yeah, so, members, hang on one second. >> That concludes all speakers. >> What? I thought you told me. Why? Yeah, I wondered why you stood up a minute ago and hadn't made it to the podium. What's your name? >> I'm Sarah Aubrey. >> And her. Name was called. Yeah okay. Make it to the. And I'll apologize in advance. >> I thought I had five minutes because I thought this was on discussion consent agenda. So my apologies for speaking quickly. Hello, my name is Sarah Sabri. I am speaking against 110 and 111. I own the two commercial lots next to the commercial lot that's being requested to be zoned from CS to SF three. I am opposed to this rezoning. I have a valid petition in. I didn't object when they went after KZMU. I didn't object when they

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KZMU. I didn't object when they went after SF six. I have to object. When it's SF three because it's significantly affects my land and my project. I this is very important to me and I want to be here in person to share that. I am trying to do a excuse me, taking a breath. A mixed use residential project, right? And I bought this property in 2018. I leaned in COVID, brought more property over there to do a project that there is significant neighborhood opposing of this. And this is why this gentleman is going for SF three, as I understand it, and. And I have been waiting and trying to get something that would go. I

expected to come in front of you for csm, imu, then residential and commercial came into play and my project was now an opportunity to proceed and now

[2:54:01 PM]

opportunity to proceed and now I'm forced to spend my time working on opposing this other builder. Sf three project. I am trying not to oppose his project in general. I'm just trying to stop the project from affecting mine. There are several opportunities he could do residential and commercial. He could do sf six, which permits single family housing, which is what he wants to do. I know that he has some kind of negotiation with the neighborhood and he could then do sf. Six and still do a caveat to reduce it to the number of units they agreed upon, which then would not affect my property. There are several things out there. There's rezoning for sw three that could do a legal binding document that would discuss the waiver that comes into play. Sorry, and I never got an answer as to why this would not be one of the other options that would make it work. Thank you for your time. >> Thank you. Thank get everybody. >> Yes, mayor, thank you, members. >> A motion is on the table. Well, first of all, without

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Well, first of all, without objection, then we'll close the public hearing on all of the items that are listed on the consent agenda. Without objection, the public hearings are closed. Members do you want to say something? Okay. I saw you. Okay. >> Got it. >> Got it. Members the consent agenda has been read. I'll ask, is there any item that anybody. We have a motion on the consent agenda. But if there's any item that anyone wishes to pull off the consent agenda, we'll reconsider. That is there anyone wishing to be shown. Abstaining from the consent agenda as it was read? Anyone wishing to be shown as recusing themselves on any item on the consent agenda? Is anyone wishing to be shown voting no on any item on the consent agenda? Without objection, the consent agenda is adopted as read. Yes mayor pro tem and then I'll come to you. Mayor pro tem. >> Sorry, I just. I had a comment and I wasn't sure. Please go ahead. I apologize. That's okay. Should have done that. I'm going to support Burt 111 for first reading today, but

[2:56:07 PM]

111 for first reading today, but what we had heard about just some of the changes in zoning and implications. Of compatibility on some of the adjacent lots, I want to unpack that a little bit more so I'm not committing to supporting it on second or third, but I think that's an important conversation for us to have. We often times get zoning cases that come to us where either the property owner is not in support of it, like historic zoning cases, or we end up with neighboring properties that are impacted by this. But I don't think I've ever seen one where one property zoning can impact compatibility for

everything around it, and I really want to make sure I understand that better before we move forward with other readings. But I'm supporting it today. >> Thank you. >> Mayor pro tem councilmember pool. >> Thanks, mayor. On items one 718 and 118 on this is in district four and council member Vella couldn't be here today for the zoning cases. He asked me to

[2:57:07 PM]

the zoning cases. He asked me to convey the following on these two items. Seven 1009 Guadalupe is passing on first reading today. Council member Vella and his staff are working with the applicant, the highland neighborhood contact team and the parks department to get a connection between Guadalupe street and the highland neighborhood. Park, a connection between Guadalupe and the park would be very valuable to the park and the neighborhood, especially with all the new growth and the crestview. Tod they look forward to working with everyone in between. First reading, which we hope which we know will pass today on consent. And second and third readings. Thank you, mayor. >> Thank you, mayor pro tem. Anybody else want to for the record, the vote on the consent agenda was nine votes in favor to that is important for the count of the votes on items 111 and 123 councilmembers Vella and councilmember harper-madison off the dice. I also want to make sure that for the record, on items 113 and 114 that was a vote of ten in favor on those

[2:58:10 PM]

vote of ten in favor on those items, with council member Vella off the dias members. We now need to go back to item 99. Item 99 was the sos amendment that goes along with the two Brodie oaks items. 108 and 109. You feel the need to talk? >> Yes, mayor, if you could just postpone 99 to September 21st. Okay >> Sorry. >> We postponed items 108 and 109. The chair will entertain now a motion to postpone its chair's councilmember, Ryan alter moves to postpone item number 99. It seconded by councilmember pool. Is there any discussion with that objection? Item number 99 is postponed to September 21st. Member tirz there being no further business to come before the Austin city council at this regular scheduled meeting? Without objection, we are adjourned at 2:58 P.M. It is still August 31st. Congratulations everybody.

[2:59:11 PM]

31st. Congratulations everybody. Good meeting. You're watching a-t-x-n