

From: [Leffingwell, Lee](#)
To: [Riley, Chris](#); [Ott, Marc](#)
Cc: [Ballas, Marisa](#)
Subject: RE: [Fwd: Scenic City Certification Program -- open for business!]
Date: Thursday, December 31, 2009 2:58:26 PM

I think it's worth looking into.
LL

-----Original Message-----

From: Riley, Chris
Sent: Thu 12/31/2009 1:04 PM
To: Ott, Marc
Cc: Leffingwell, Lee; Ballas, Marisa
Subject: FW: [Fwd: Scenic City Certification Program -- open for business!]

Marc:

I'm clearing out some emails, and came across this one from Girard Kinney suggesting that Austin apply for Scenic City Certification. The link below (www.sceniccitycertification.org <<http://www.sceniccitycertification.org/>>) provides information about the program and the process, along with the application form.

The application would definitely take some staff time: It includes about 12 pages of questions covering 72 criteria, and they ask for specific data and code citations. There is also a \$500 application fee. On the positive side, this process could help us identify ways we could improve our current ordinances. And there would be some value in being among the first Texas cities to be certified.

I know staff are stretched thin right now, so I'm not necessarily suggesting that we take this on; but it might be worth having staff take a look at the application and assessing whether this would be worthwhile.

Hope you have a great New Year's --

Chris

From: Girard Kinney [<mailto:>]
Sent: Wednesday, December 02, 2009 10:26 AM
To: Leffingwell, Lee; Riley, Chris; Ballas, Marisa
Cc: Byron Marshall; Catherine Robb; rcnasso; Stan Casey; Carol Torgrimson; Rafael Quintanilla; Roy Mann; Sinclair Black; Kate Meehan; Laraine Lasdon; Courtney Beauchamp; Jackie Goodman; John Scanlan; Kate Meehan
Subject: [Fwd: Scenic City Certification Program -- open for business!]

Austin should apply for this.

Girard

----- Original Message -----

Subject: Scenic City Certification Program -- open for business!
Date: Wed, 2 Dec 2009 10:28:39 -0600
From: Anne Culver <<mailto:>>
To: 'Margaret Lloyd' <<mailto:>> , 'Don

Glendenning' [REDACTED] <mailto:[REDACTED]> ,
[REDACTED] > <mailto:[REDACTED]> , 'Allan Port'
> <mailto:[REDACTED]> , [REDACTED] >
<mailto:[REDACTED]> 'Stan St. Pierre'
<mailto:[REDACTED]> > , 'Margaret DeMoss'
<mailto:[REDACTED]> > , [REDACTED] >
<mailto:[REDACTED]> > , [REDACTED] > <mailto:[REDACTED]> , 'Tom
Neiderauer' > <mailto:[REDACTED]> > , [REDACTED] >
[REDACTED] > <mailto:[REDACTED]> , [REDACTED] >
<mailto:[REDACTED]> , [REDACTED] >
<mailto:[REDACTED]> > , 'Lisa Hardaway'
<mailto:[REDACTED]> > , [REDACTED] > <mailto:[REDACTED]>

Dear Scenic Texas Board:

As I reported briefly at the November meeting here in Houston, Scenic Houston has created the Scenic City Certification Program. The mission of the Scenic City Certification Program is to support and recognize Texas municipalities that implement high-quality scenic standards for public roadways and public spaces, with the long-term goal of improving the image of all cities. While managed by Scenic Houston, we are presenting this program as a project of Scenic Texas.

Please visit www.sceniccitycertification.org <<http://www.sceniccitycertification.org>> to review the program website. After our very successful presentation on the program at the October annual meeting of the Texas Municipal League, I promised many interested cities that they would be able to apply after December 1. Yesterday we opened for business for our initial application window, which closes March 31, 2010.

We will also be issuing a notice to all Texas cities through the Texas Municipal League and Texas Historical Commission. In addition, would you all please encourage your cities to consider applying for Scenic City Certification? Have them go to the website.

Please call or email me with any questions you may have.

Thank you!

Anne Culver

Executive Director

Scenic Houston

3015 Richmond, Suite 220

Houston, Texas 77098

[REDACTED]

713-629-0481

--

Girard Kinney, AIA
Owner/Principal
Kinney & Associates
1008 East Sixth [78702]
P.O. Box 6456
Austin, Texas 78762-6456

O. 512.472.5572

F. 512.476.9956

[REDACTED]

H. 512.478.5042

Please submit emails with large file attachments to:

[REDACTED]

<http://www.kinneyarchitects.com>

From: [Leffingwell, Lee](#)
To: [From the Public Information Office](#); [Martinez, Mike \[Council Member\]](#); [Cole, Sheryl](#); [Morrison, Laura](#); [Riley, Chris](#); [Shade, Randi](#); [Spelman, William](#)
Cc: [Ott, Marc](#); [Goode, Robert](#); [McDonald, Michael \[APD\]](#); [Snipes, Anthony](#); [Matthews, Douglas](#); [Fernandez, Rolando](#)
Subject: RE: Plane isolated at ABIA
Date: Sunday, December 20, 2009 5:45:54 PM

I got to go through this 'drill' half a dozen times - it's a pain in the neck.
LL

-----Original Message-----

From: From the Public Information Office
Sent: Fri 12/18/2009 2:56 PM
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Cole, Sheryl; Morrison, Laura; Riley, Chris; Shade, Randi; Spelman, William
Cc: Ott, Marc; Goode, Robert; McDonald, Michael [APD]; Snipes, Anthony; Matthews, Douglas; Fernandez, Rolando
Subject: Plane isolated at ABIA

Dear Mayor/Council Members:

A plane embarking from ABIA with 129 passengers is now isolated at the south terminal after apparently the pilot reported to the Airport Tower that there was a note with a bomb threat found by a passenger on the plane.

An incident command is set up and the passengers are being cleared from the plane.

David Matustik
Deputy Director
Communications and Public Information

From: [Leffingwell, Lee](#)
To: "Cory Walton" [REDACTED]
Cc: [Riley, Chris](#)
Subject: RE: Tree House Condominium Settlement
Date: Monday, December 14, 2009 10:22:14 AM

Will do. Thanks, Cory.
LL

From: Cory Walton [mailto:[REDACTED]]
Sent: Monday, December 14, 2009 9:13 AM
To: Leffingwell, Lee
Cc: Riley, Chris
Subject: RE: Tree House Condominium Settlement

Thank you Mayor Leffingwell. I understand your points below, and look forward to contributing to a fair and equitable addition to the code that will allow for the addition of solar panels to a flat building rooftop.

I attended both court hearings on this case, understand the court rulings, and also understand the risk of "rolling the dice" again in the courtroom that failure to settle could bring.

I had discussed two weeks ago with the developer's representative Mr. Whelan a provision in the proposed settlement terms for a setback distance from the roof's edge in order to mitigate the visual impact of an additional 3 ft. of height produced by the solar panels. Mr. Whelan agreed to consult with the building architect to include some such provision. To my knowledge, this never happened. But it certainly no surprise to the applicant that the additional 3 ft. on top of 60 (or 90) ft. was of concern to neighboring residential property owner--and as it turns out, to city legal as well.

Mayor, may I request that, concurrent to exploring appropriate code amendment language for provision of solar energy equipment on rooftops, the council assign staff to draft amended language to elevation measurement such that in the future, a building's elevation cannot start 30 ft. above its lowest grade, and 1 ft. above its highest grade, and that a 30 ft. tall parking garage can not be covered with natural landscaping material and declared "underground parking"?

Thank you again, Mayor Leffingwell for your attention and response to this painful case.

Best regards,
Cory

--- On Mon, 12/14/09, Leffingwell, Lee <Lee.Leffingwell@ci.austin.tx.us> wrote:

From: Leffingwell, Lee <Lee.Leffingwell@ci.austin.tx.us>
Subject: RE: Tree House Condominium Settlement
To: "Cory Walton" [REDACTED]
Cc: "Riley, Chris" <Chris.Riley@ci.austin.tx.us>

Date: Monday, December 14, 2009, 7:51 AM

Cory:

The additional height for "mechanicals" does not currently include solar panels. This is something that all concerned were not aware of until the last hour. I will endeavor to see that this is corrected, and I believe that Chris is also interested in this change to the code.

You must also be aware that that this settlement was negotiated as a result to a court decision. And the Council did not "arbitrarily" add 3 ft to the entitlement, either. In fact, in this agreement, the solar panels can't be added because of the code.

The alternative to this settlement was to go back to the courthouse and "roll the dice" in the face of a probable negative outlook. Judging by the Council unanimous vote to approve the settlement, I can only assume we all felt the same way.

Thanks for your comments.

LL

-----Original Message-----

From: Cory Walton [mailto:]

Sent: Mon 12/14/2009 7:29 AM

To: Leffingwell, Lee

Cc: Riley, Chris

Subject: Tree House Condominium Settlement

Dear Mayor Leffingwell,

I was not present at last week's Council hearing regarding settlement of this case, but my understanding is you were concerned about the developer's inability to arbitrarily add three feet of height on top of the building's CS-1 zoning's maximum height of 60 feet in order to add solar panels..

While I don't believe anyone can argue the value of solar energy and would normally support its facilitation, I hope you'll understand that codes and ordinances already does permit the building a percentage of additional height above the 60 feet limit for building mechanicals. The developer was requesting additional height beyond the codes and ordinances provisions, which would require a variance from the Board of Adjustment should some hardship prevent him from complying with normal ordinance limits.

No hardship exists. Quite the contrary.

Mayor, I hope you understand that all of these entitlements were gained by circumventing city process, and forcing them through district court judgments.

As a result, the developer will not only have a building that does not comply with compatibility standards as originally intended in their Waterfront Overlay, it will have far greater density than the building use permits under city ordinance, and, finally, due to a gaping loophole in the city's starting elevation methodology which still has not been corrected, this 60 ft. building will rise 90 feet above street level at Barton Springs Road.

I hope you will appreciate that, despite the applicant's complaints about the settlement process, he received from the city an extraordinary entitlement package at adjacent residents' and arguably the entire city's expense.

Thank you for your consideration.

Best regards,
Cory Walton, President
Austin Neighborhoods Council

From: [Leffingwell, Lee](#)
To: ["Whellan, Michael"; Ott, Marc](#)
Cc: [Nathan, Mark](#); [Edwards, Sue](#)
Subject: RE: Wet Lab - space approved - update
Date: Monday, December 14, 2009 10:19:03 AM

Great. Please keep Marc and me updated on negotiations also. I don't think this will require Council action, but we do want to publicize it at the appropriate time.

LL

From: Whellan, Michael [mailto:]
Sent: Monday, December 14, 2009 10:10 AM
To: Leffingwell, Lee; Ott, Marc
Cc: Nathan, Mark; Whellan, Michael; Edwards, Sue
Subject: Wet Lab - space approved - update

Wanted to let you know that the College of Pharmacy has approved the use of the space for a pre-incubator wet lab.

Jessica Hanover (ATI), Janet Walkow (Prof. UT Pharm. School), and I will be meeting with Patti Ohlendorf (UT VP of Legal Affairs) to follow-up on an earlier conversation that Jessica and Janet had with Patti about implementation, including no loss of Intellectual Property for public users sponsored by ATI/City.

We anticipate that the process of preparing documents and obtaining necessary approvals will take several months.

Will continue to update on significant milestones and, of course, I will not be negotiating ANYTHING without Sue Edward's involvement.

Sue – if you want to give me a call this week, perhaps we can meet so I can brief you on.

All good.

MJW.

Michael J. Whellan
Phone: 512.480.5734
Fax: 512.480.5834
[REDACTED]



GRAVES DOUGHERTY HEARN & MOODY

401 Congress Avenue, Suite 2200
Austin, Texas 78701
Phone 512.480.5600
www.gdhm.com

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From: [Leffingwell, Lee](#)
To: [Cory Walton](#)
Cc: [Riley, Chris](#)
Subject: RE: Tree House Condominium Settlement
Date: Monday, December 14, 2009 7:51:01 AM

Cory:

The additional height for "mechanicals" does not currently include solar panels. This is something that all concerned were not aware of until the last hour. I will endeavor to see that this is corrected, and I believe that Chris is also interested in this change to the code.

You must also be aware that that this settlement was negotiated as a result to a court decision. And the Council did not "arbitrarily" add 3 ft to the entitlement, either. In fact, in this agreement, the solar panels can't be added because of the code.

The alternative to this settlement was to go back to the courthouse and "roll the dice" in the face of a probable negative outlook. Judging by the Council unanimous vote to approve the settlement, I can only assume we all felt the same way.

Thanks for your comments.
LL

-----Original Message-----

From: Cory Walton [[mailto:](#)]
Sent: Mon 12/14/2009 7:29 AM
To: Leffingwell, Lee
Cc: Riley, Chris
Subject: Tree House Condominium Settlement

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No hardship exists. Quite the contrary.

Mayor, I hope you understand that all of these entitlements were gained by circumventing city process, and forcing them through district court judgments.

As a result, the developer will not only have a building that does not comply with compatibility standards as originally intended in their Waterfront Overlay, it will have far greater density than the building use permits under city ordinance, and, finally, due to a gaping loophole in the city's starting elevation methodology which still has not been corrected, this 60 ft. building will rise 90 feet above street level at Barton Springs Road.

I hope you will appreciate that, despite the applicant's complaints about the settlement process, he received from the city an extraordinary entitlement package at adjacent residents' and arguably the entire city's expense.

Thank you for your consideration.

Best regards,
Cory Walton, President
Austin Neighborhoods Council

From: [Leffingwell, Lee](#)
To: [Will Wynn](#); [Edwards, Sue](#); [Ott, Marc](#)
Cc: [Bob Lander](#); [Martinez, Rose Marie](#)
Subject: RE: International Confernece of Innovative Cities
Date: Friday, December 11, 2009 9:54:01 AM

Will - let me know if I can help in any way.
LL

-----Original Message-----

From: Will Wynn [[mailto: \[REDACTED\]](#)]
Sent: Thu 12/10/2009 3:25 PM
To: Edwards, Sue; Ott, Marc
Cc: Leffingwell, Lee; Bob Lander; Martinez, Rose Marie
Subject: Re: International Confernece of Innovative Cities

Thanks Sue-

My instinct is that as a minimum all they need is certain CoA verbage, stats and official logo. I think the Chamber/ACVB are planning on helping and/or participating.

Regards,
Will

From: "Edwards, Sue" <Sue.Edwards@ci.austin.tx.us>
To: "Ott, Marc" <Marc.Ott@ci.austin.tx.us>; Will Wynn [REDACTED]
Cc: "Leffingwell, Lee" <Lee.Leffingwell@ci.austin.tx.us>; Bob Lander [REDACTED]
"Martinez, Rose Marie" <RoseMarie.Martinez@ci.austin.tx.us>
Sent: Thu, December 10, 2009 2:32:05 PM
Subject: RE: International Confernece of Innovative Cities

Marc,

We have a 1 on 1 tomorrow. I will put it on our agenda.

Sue

Sue Edwards
Assistant City Manager
City of Austin
Phone: 512-974-7820
Fax: 512-974-2833
sue.edwards@ci.austin.tx.us

-----Original Message-----

From: Ott, Marc
Sent: Thursday, December 10, 2009 2:29 PM
To: Will Wynn
Cc: Leffingwell, Lee; Bob Lander; Edwards, Sue; Martinez, Rose Marie
Subject: Re: International Confernece of Innovative Cities

Hello Will

I will have Sue Edwards take the lead.

Regards,

Marc

Sue please see me. Thanks

Rose, see me regarding related file. Thanks

Sent from my iPhone

On Dec 9, 2009, at 3:15 PM, "Will Wynn" [REDACTED] >
wrote:

> Lee and Marc-

>

> Thank you for allowing Austin to be a 'co-promoter' city for this
> international event; seems like a no-brainer to me.

>

> Marc- perhaps if someone in Economic Growth could contact them and
> be the point person to answer any questions or forward City of
> Austin logo, etc?

>

> Thanks,
> Will

>

>

>

> ----- Forwarded Message -----

> From: Daniely Votto Fontoura - CICI2010 [REDACTED]

> To: Will Wynn [REDACTED]

> Sent: Mon, December 7, 2009 5:43:03 AM

> Subject: RES: International Confernece of Innovative Cities

>

>

> Dear Mr. Wynn,

>

> This is great news! On behalf of Steering Committee I would like to
> thank you so much for your support and kindness. It is real honor to
> have the City of Austin as a Co Promoter City. I did not receive any
> contact from the City so far, maybe you could be so kind to give the
> focal point contact.

>

> Please, regarding your travel plans: you just have to send me the
> dates you would like to arrive and leave and the destinations, so we
> can provide you the airplane tickets. The accommodation and ground
> transportation will also be provided by the Steering Committee.

>

> Well, I hope you can stay longer with us; it would be a great honor.
> Please, find attached the Preliminary Program in English.

>

> Thank you once again;

>

> With Best Regards,

>

> Daniely Votto Fontoura
> IC-IC Executive Producer

> www.cici2010.org.br <<http://www.cici2010.org.br/>>
> Twitter: Innovative Cities
> +55 41 9979 3187
> Alternative e-mail: [REDACTED]
> Alternative Phone: +55 51 8449 6540
>
> _____
>
> De: Will Wynn [[mailto:\[REDACTED\]](mailto:[REDACTED])]
> Enviada em: domingo, 6 de dezembro de 2009 20:52
> Para: Daniely Votto Fontoura - CICI2010
> Assunto: International Confernece of Innovative Cities
>
> Daniely-
>
> I hope this email finds you well.
>
> I was able to confirm with Mayor Leffingwell and City Manager Ott
> that the City of Austin is pleased to be shown as a co-sponsoring
> city of IC-IC. Perhaps they have been in direct contact with you.
>
> Also, the Austin Convention & Visitors Bureau and the Greater Austin
> Chamber of Commerce are also quite interested in playing a role with
> a presence there. Hopefully they too are in contact directly with you.
>
> I will plan on being in attendance (at least) March 10-11. I do need
> to book other travel and need assistance understanding the flight/
> travel stipend.
>
> Thank you,
> Will Wynn
> www.willwynn.com <<http://www.willwynn.com/>>
>
>
>
> <Program 30 November 09.xls>

From: [Leffingwell, Lee](#)
To: [Ott, Marc](#); [Everhart, Amy](#)
Cc: [Rabago, Karl](#); [Nathan, Mark](#); [Duncan, Roger](#); [Cordova, Carlos](#); [Clark, Ed](#); [Saenz, Drusilla](#)
Subject: RE: The Timing of AE's 2020 Generation Plan and the Proposed Energy Town Hall Mtg. with KLRU-TV
Date: Thursday, December 03, 2009 7:31:59 AM

I have similar concerns.
LL

-----Original Message-----

From: Ott, Marc
Sent: Thu 12/3/2009 3:00 AM
To: Everhart, Amy
Cc: Rabago, Karl; Nathan, Mark; Duncan, Roger; Leffingwell, Lee; Cordova, Carlos; Clark, Ed; Saenz, Drusilla
Subject: Re: The Timing of AE's 2020 Generation Plan and the Proposed Energy Town Hall Mtg. with KLRU-TV

I have some concerns re this matter and question the wisdom of participating.

Can somebody explain the status of this matter?

Marc

Sent from my iPhone

On Dec 2, 2009, at 3:43 PM, "Everhart, Amy" <Amy.Everhart@ci.austin.tx.us> wrote:

Yes, if you can, that would be great. I'm out of town for the rest of this week, but could help on Monday.

Thanks again!

Sent from my iPhone

On Dec 2, 2009, at 3:40 PM, "Rabago, Karl" <<mailto:Karl.Rabago@austinenergy.com>> Karl.Rabago@austinenergy.com> wrote:

Amy,

Good idea - want me to try to get a call/meeting convened?

Karl

Karl R. Rabago
Austin Energy
<<mailto:karl.rabago@austinenergy.com>> karl.rabago@austinenergy.com
c: 512.496.6956

----- Original Message -----

From: Everhart, Amy <<mailto:Amy.Everhart@ci.austin.tx.us>> Amy.Everhart@ci.austin.tx.us>
To: Rabago, Karl
Cc: Nathan, Mark; Duncan, Roger; Leffingwell, Lee; Ott, Marc; Cordova, Carlos; Clark, Ed
Sent: Wed Dec 02 15:36:13 2009
Subject: Re: The Timing of AE's 2020 Generation Plan and the Proposed Energy Town Hall Mtg. with KLRU-TV

Thanks Karl. I spoke to Scott on Monday and he was flexible on the date, format etc. so we definitely have some wiggle room.

It would be great if we could all get on the same page about this once Bill is back from vacation. Maybe we can touch base next week?

Thanks,
Amy

Sent from my iPhone

On Dec 2, 2009, at 1:20 PM, "Rabago, Karl" <<mailto:Karl.Rabago@austinenergy.com>> Karl.Rabago@austinenergy.com> wrote:

Folks,

We have had some conversations and are making some progress, but Scott's message may be a little pre-mature.

General Manager Bill Stotesbery with KLRU is still on vacation through Tuesday. Carlos Cordova in our PIO office did speak with their community involvement person Maury Sullivan who said their partnerships with the Statesman and KUT are still not firmed up. KLRU is having an internal meeting this Friday to finalize details of the program and Maury said she will have more information for us after that meeting. She said KLRU is committed to producing this program.

Karl

Karl R. Rabago
Austin Energy
<<mailto:karl.rabago@austinenenergy.com>> karl.rabago@austinenenergy.com
c: 512.496.6956

----- Original Message -----

From: Nathan, Mark <<mailto:Mark.Nathan@ci.austin.tx.us>> Mark.Nathan@ci.austin.tx.us>
To: Duncan, Roger; Rabago, Karl
Cc: Leffingwell, Lee; Everhart, Amy
Sent: Mon Nov 30 09:47:07 2009
Subject: FW: The Timing of AE's 2020 Generation Plan and the Proposed Energy Town Hall Mtg. with KLRU-TV

Hi Roger / Karl. Is this accurate? It comes as a surprise. Please advise.

Thanks, Mark.

From: Everhart, Amy
Sent: Monday, November 30, 2009 9:37 AM
To: Nathan, Mark
Subject: FW: The Timing of AE's 2020 Generation Plan and the Proposed Energy Town Hall Mtg. with KLRU-TV

~~~~

Amy Everhart  
Policy Director  
Office of Mayor Lee Leffingwell  
512-974-3369 (direct)  
512-699-2693 (mobile)

< <<http://www.ci.austin.tx.us/council/leffingwell.htm>> <<http://www.ci.austin.tx.us/council/leffingwell.htm>>  
<http://www.ci.austin.tx.us/council/leffingwell.htm>> <<http://www.ci.austin.tx.us/council/leffingwell.htm>> <  
<<http://www.ci.austin.tx.us/council/leffingwell.htm>> <<http://www.ci.austin.tx.us/council/leffingwell.htm>> <  
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<<http://www.ci.austin.tx.us/council/leffingwell.htm>> <<http://www.ci.austin.tx.us/council/leffingwell.htm>>  
<<http://www.ci.austin.tx.us/council/leffingwell.htm>> <<http://www.ci.austin.tx.us/council/leffingwell.htm>>

-----  
From: <<mailto:>> <<mailto:>> [ <<mailto:>> <<mailto:>>  
<<mailto:>> <<mailto:>> <<mailto:>> <<mailto:>>

Sent: Monday, November 30, 2009 9:34 AM  
To: Leffingwell, Lee; Ott, Marc; Duncan, Roger  
Cc: Clark, Ed; Bonee, Lucy; Rabago, Karl  
Subject: The Timing of AE's 2020 Generation Plan and the Proposed Energy Town Hall Mtg. with KLRU-TV

Dear Mayor Leffingwell, Marc and Roger,

At my suggestion a town hall mtg. on AE's 2020 Generation Plan is tentatively scheduled for either January 26th or 27th at KLRU's studios in collaboration with AE, KLRU-TV, KUT Radio and the Austin American-Statesman. The staff at AE and the media outlets are enthusiastic about the opportunity to reach a broad segment of AE ratepayers that is not currently engaged on this important planning effort. It is envisioned that this evening event will be simulcast on KUT Radio and streamed via the Internet by the AA-S.

I am writing to you so that you can consider the potential importance of this event as you determine which date the



Please use me as a contact for KLRU-TV during the next two weeks. After that I will be traveling to Copenhagen, Denmark.

Lucy Bonee, AE

Best Weight Loss Program - Click Here!

**From:** [Leffingwell, Lee](#)  
**To:** [Ott, Marc](#); [Will Wynn](#)  
**Cc:** [Bob Lander](#); [REDACTED]; [Martinez, Rose Marie](#)  
**Subject:** RE: Austin's "Presence" at the International Conference of Innovative Cities in Brazil March, 2010  
**Date:** Tuesday, November 24, 2009 7:13:16 AM

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Sounds like tough duty, Will - but I'm sure you can handle it.

Our international reputation seems to be building. We recently also got a similar offer (no cost to the city) in Koblenz about the same time.

I look forward to discussing this with Marc, but it does seem a good opportunity for a little intl optics.

Thanks,  
LL

-----Original Message-----

From: Ott, Marc  
Sent: Mon 11/23/2009 7:56 PM  
To: Will Wynn  
Cc: Leffingwell, Lee; Bob Lander; [REDACTED]; Martinez, Rose Marie  
Subject: Re: Austin's 'Presence' at the International Conference of Innovative Cities in Brazil March, 2010

Thanks again Will.

Sounds like a great opportunity to showcase Austin.

Will get back to you after I talk with the Mayor.

Marc

Rose, please print. Thanks

Sent from my iPhone

On Nov 23, 2009, at 1:40 PM, "Will Wynn"  
[REDACTED] wrote:

- > Lee & Marc-
- >
- > I trust this email finds you well.
- >
- > A couple of months ago, through the UN, I accepted an invitation to
- > speak at the International Conference on Innovative Cities in
- > Curitiba, Brazil next March (luckily during Spring Break). The
- > organizers would also like for Austin to be listed as one of the
- > four 'sponsoring' cities - AT NO COST!
- >
- > I know very little about the conference except that 1) Curitiba is
- > internationally renowned for innovative public policy (Kirk Watson
- > visited back in the late 90s) and 2) they already have a very
- > impressive group of speakers/attendees signed up, including folks
- > from ICsquared at UT.
- >
- > There's been a little bit of a language barrier - and they don't
- > understand our protocol - but my understanding is they want to be

- > able to use the City of Austin logo, will give you 10 or 12 free
- > registrations and welcome any displays/booths/presentations/etc.
- >
- > I've attached a letter invitation that they have sent to Marc and
- > will track down and forward to you the electronic packet that they
- > originally sent me.
- >
- > I'm going regardless, and think that we might as well have a
- > slightly larger presence, even if its just recognition in the program.
- >
- > Lastly, I would make a very bad middleman, so please contact the
- > organizers directly with any questions and/or comments.
- >
- > As always, if I can ever be of assistance to you, please don't
- > hesitate to contact me.

>  
> Regarding the invitation sent to you: we would like to confirm your  
> participation on March, 11, 2010 as a Speaker before an 1.000 people  
> audience. Theme: Remarkable Testimony of your Experience as a Mayor  
> of Austin City.  
>  
> Please, we really need to confirm it asap so we can start buying  
> airplane tickets and doing other managements we need to do. Is there  
> any contract that we need to sign? If so, please, let us know so our  
> Legal Depart. can start writing it in both languages.  
>  
> We are at your disposal, please, feel free to contact us anytime.  
>  
>  
> With Best Regards,  
> Ms. Daniely Votto Fontoura  
> CI-CI 2010 Executive Producer  
> [www.cici2010.org.br](http://www.cici2010.org.br)  
> +55 41 99793187  
> +55 51 8449 6540  
> Skype: daniely.fontoura  
> Twitter: Innovative Cities  
> e-mail alternativo: [REDACTED]  
>  
>  
>  
> <Marc Ott.doc>

**From:** [Leffingwell, Lee](#)  
**To:** [Ott, Marc](#)  
**Cc:** [Nathan, Mark](#)  
**Date:** Monday, November 23, 2009 1:42:24 PM

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Marc:

Per the meeting on Friday re Green, Library, and ECC development - and Shoal Creek rehab: I think all of that should be put on hold until some of the issues raised can be resolved.

By contrast, the Waller Creek project, which is 10-20 years away, has been the subject of intense scrutiny by various groups including public participation. I know of nothing similar done here. There is a lot of public concern about the direction we are going now.

I look forward to more discussion on this.

LL

Lee Leffingwell  
Mayor  
City of Austin  
512.974.2250

**From:** [Leffingwell, Lee](#)  
**To:** [mak.nathan@ci.austin.tx.us](mailto:mak.nathan@ci.austin.tx.us)  
**Cc:** [Martinez, Mike \[Council Member\]](#)  
**Subject:** FW: Re. Chris Riley  
**Date:** Friday, November 20, 2009 6:45:18 PM

---

Should we consider a resolution directing the CM not to reduce lane miles in the downtown area or on major arterials without specific Council approval?

LL

-----Original Message-----

From: Scott Sayers [[mailto:](#)]  
Sent: Fri 11/20/2009 5:08 PM  
To: Martinez, Mike [Council Member]; Leffingwell, Lee  
Subject: Re. Chris Riley

Mayor and Councilman Martinez,

Chris Riley sent this to one of my neighbors earlier today regarding the proposal to create the "Nueces Bicycle Boulevard." Based on the reactions I received from each of you yesterday, it seems neither of you were involved in this plan, and so far I can't find any residents in or around Nueces St. that "were involved in the extensive public outreach" as stated in the second bullet point below. We were never notified about the possible effects to our property or that such a significant change in our access was being contemplated.

Sorry to belabor the point, but I find this whole process very disingenuous and flawed. The assumption that the business on the street will be helped by more bicycle and less vehicular traffic is 99% incorrect. The only business I can see benefiting is Lance Armstrongs bike shop, which curiously is located at 3rd and Nueces. And to say our property values "will have a positive impact" as stated below is absolutely absurd.

I wish you could have seen the activity in the two block area (between 17th and MLK) around my office at 1:00 p.m. today. There was a Ben E. Keith delivery truck in front of Tiff's Treats, two city buses making stops, a UPS truck making a delivery and a Fed. Ex truck. Traffic was consistent (six or eight cars) and only one bicyclist was in the vicinity. A few minutes later a fire truck from the MLK station at the Nueces intersection left the station and proceeded down Nueces. All of this would be an impossible mess if speed bumps, bollards and roundabouts are installed, and I contend it would actually become more dangerous for bikers.

Again, sorry to be persistent, but wanted to keep you updated on the lines we are being fed by City representatives. Here is the statement from Chris:

- There is no intention of closing Nueces Street to vehicular traffic. The project will promote a safer environment for bicycles and vehicles to co-exist. Rather than use traditional bicycle lanes, one benefit to the Bicycle Boulevard is the retention of metered on-street parking.
- The Nueces Bicycle Boulevard is specifically recommended in the Austin 2009 Bicycle Plan and the Draft Downtown Circulation Plan. Both plans went through extensive public outreach. Council adopted the Bicycle Plan by ordinance on June 11, 2009. Additionally, staff presented the Nueces Bicycle Boulevard concept to the Urban Transportation Commission, the

Planning Commission, and the Downtown Commission on November 16 and November 25th of 2009, respectively. Input received from boards and commissions have been incorporated into the project input process and project design toolbox.

- The Public Works Department briefed the Council Comprehensive Planning and Transportation Committee on the plan on September 29th. The approach included a public involvement process which will be initiated over the coming weeks.

- The Bike Boulevard project is an important part of the overall network, connecting to the Rio Grande project north of MLK, thereby providing a safer bicycle route from 29th Street to the Central Business District.

Alternative routes to Guadalupe and Lavaca will become more important as Urban Rail and Bus Rapid Transit initiatives are implemented.

- The Bike Boulevard is projected to generate additional bicycle trips, and is part of the larger effort to reduce vehicle emissions. These efforts are critical as Austin is facing EPA non-attainment status for ozone.

- Staff reports that studies show cyclists are more likely to stop and shop in stores along their routes, thereby enhancing local businesses. Proximity to a bicycle facility also positively impacts property values.

- Austin's reputation as a bicycle-friendly and healthy city has a positive impact on the visitor and convention business.

As the neighbors learn more about the process, I sure they will get involved when the first opportunity presents itself on December 9th.

Thanks for your attention. I would hate to see the entire Council perceived as supporting this issue if that's not actually the case. Based on feedback so far, it will be very controversial.

Best,  
Scotty

**From:** [Leffingwell, Lee](#)  
**To:** [Ott, Marc](#)  
**Subject:** FW: Special Review process  
**Date:** Wednesday, November 18, 2009 2:47:14 PM

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Marc:

Can you please send this to appropriate staff for response?

Thanks,  
LL

Lee Leffingwell  
Mayor  
City of Austin  
512.974.2250

---

**From:** Carol Lee [REDACTED]  
**Sent:** Wednesday, November 18, 2009 1:49 PM  
**To:** Leffingwell, Lee; Everhart, Amy  
**Cc:** Williams, Nancy  
**Subject:** Special Review process

Hello Mayor Leffingwell,

As you know, I've been very involved in the development of Austin for many years. To my surprise, I have just learned that there is a Special Review process that makes a mockery of the City of Austin Land Development Code, the Development Review Staff, and the Boards and Commissions appointed by the City Council. I would like to know:

O where this Special Review process is defined or described, and what projects are eligible for it. The case I have just learned about was being handled via the AMANDA tracking system before it was approved for a Special Review.

O where in the City Charter and the Land Development Code is authority given to the City Manager to waive subdivision plat notes and to administratively approve variances to the zoning and environmental regulations that would otherwise need to be reviewed by Boards and Commissions, as has been done with this case.

I hope you can help obtain the above information, as this duality undermines the integrity of the processes and regulations that have been developed to protect the public health and safety, the transparency with which the City operates, and the confidence of the public.

Please don't hesitate to contact me if you have questions or need additional information.

Thank you,  
Carol Lee

[REDACTED]  
794-8250




**From:** [Leffingwell, Lee](#)  
**To:** [Riley, Chris](#); [Martinez, Mike \[Council Member\]](#)  
**Subject:** FW: Capital Metro Board  
**Date:** Wednesday, November 18, 2009 7:47:25 AM  
**Attachments:** [Resume2009.doc](#)  
[STAFFORD CAPMETRO LTR.doc](#)



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Ann is a good choice to consider. She is a UT person also

-----Original Message-----


From: Ann Stafford [[mailto:](#)   
Sent: Wed 11/18/2009 5:16 AM  
To: Leffingwell, Lee  
Subject: Capital Metro Board

Mayor Leffingwell,

Attached please find my resume and letter of intent for your consideration for the Capital Metro Board. If you have any questions, please do not hesitate to contact me by cell at  or my home at 

Thank you for your consideration.

Ann

**Ann Moore Stafford**  
1306 Wilshire Boulevard  
Austin, Texas 78722  
(512) 302-0828  


### **Corporate Community Affairs**

Nine years managing corporate financial contributions, employee giving and employee volunteerism in high tech manufacturing. Work with more than 100 nonprofits to ensure transparency and ROI on philanthropic investments. Consult with teams in the US, Asia and Europe on contributions, coordinate employee volunteer events resulting in thousands of hours of service, and oversee contributions budgets up to \$1million per year.

### **Organizational Development and Fundraising**

Led founding and successful incorporation of Austin Public Library Foundation. Secured 501(c)(3) designation and guided non-profit board of directors from inception of organization to annual budget of \$1.2 million. Directed annual campaigns, workplace giving, special events, and grant writing.

Secured more than \$1 million in funding from individuals, government programs, private foundations including Austin Community, ECG, RGK, Rapoport, Lola Wright, and Gates Foundations, corporations including Advanced Micro Devices, IBM, Dell, National Instruments, Capital One, Continental Airlines and H-E-B Grocery Co.

Member of grant teams that successfully secured funding from National Endowment for the Arts, Texas Commission on the Arts, Texas Department of Commerce, Private Industry Council, Texas Council for the Humanities, City of Austin and Travis County. Coordinated special events including exhibition openings, galas, sports competitions, storytelling concerts, authors' readings, and receptions.

### **Operations**

Financial Manager and Executive Director of not-for-profit organizations in employment services, library development, and the arts. Responsible for board development, financial oversight, contract compliance and reporting, audit compliance. Designed databases to track donors, board members, volunteer hours, and mailing lists. Implemented computerized fund accounting system.

**Ann Moore Stafford**

### **Volunteer Management**

More than eight years in volunteer management, coordinating more than 400 volunteers annually with an aggregate contribution of 12,000 hours of service. Organized placements for students, people with disabilities, youth at risk, retirees, corporate teams, and court appointees in the arts, libraries, literacy, housing rehabilitation, fundraising and special events. Developed tools for screening and placement, orientation, training, evaluation, statistical reporting and recognition.

### **Employment History**

2009- present: Texas Performing Arts at the University of Texas at Austin, Manager of Corporate and Foundation Relations

2000- 2009: Spansion, LLC., Community Affairs program manager (formerly AMD)

1994-2000: Austin Public Library, Volunteer Services and Foundation Coordinator

1989-1993: Austin Women's Center, Financial Manager, promoted to ED.

1982-1986: Women & Their Work, Touring Exhibitions, Business Manager, Interim ED

1982: Capital City Savings, Branch Manager.

1978-1982: Lamar Savings Association, Vice President for Customer Service.

### **Education and Professional Development**

BA, Journalism, Auburn University

Certificate in Corporate Community Involvement, Boston College Center for Corporate Citizenship,

Leadership Austin,

National Coalition Building Institute Diversity and Prejudice Reduction,

Harwood Foundation Social Innovators,

Certificate in Fundraising Management from National Society of Fundraising Professionals

### **Awards and Recognition**

Community Bridge Builder, Community Action Network Butler Award, 2008

Outstanding Community Partner, Basic Needs Coalition of Austin, 2008

Local Hero, Bank of America Foundation, 2006

Outstanding Community Affairs Executive, Assn. of Fundraising Professionals, 2005

### **Current Community Involvement**

Envision Central Texas, Board of Directors

Capital Area United Way Community Advisory Board

Capital Area Food Bank, Empty Bowl Project Steering Committee

November 18, 2009

Honorable Mayor Lee Leffingwell  
City of Austin  
Post Office Box 1088  
Austin TX 78767

Dear Mayor Leffingwell,

I am writing to submit my resume for consideration for the City's appointment to the Capital Metro Board.

I served for eight years as a committee chair with the Community Action Network and three years on the Envision Central Texas board, and have worked with more than 70 area nonprofit organizations as a corporate partner to provide resources, technology and leadership. I understand the need to balance the interests of the human services sector with the interests of the business sector and have support in both camps. I also know that the Board will have to work hard to restore trust in the transportation provider both internally and externally

I know that the position will be a demanding one and the tough challenges facing Capital Metro require a board who will act decisively but with cool heads and a clear vision. If you and the members of the City Council feel that I am best suited to provide that leadership, I will do my best to balance the needs of different sectors of the community, demand the highest level of service possible, establish new leadership within the organization, and ensure fiscal responsibility,

Thank you for your consideration,

Ann Moore Stafford  
1306 Wilshire Boulevard  
Austin, TX 78722

**From:** [Leffingwell, Lee](#)  
**To:** [Ott, Marc](#)  
**Cc:** [Lumbreras, Bert](#); [Nathan, Mark](#)  
**Date:** Thursday, November 12, 2009 3:19:45 PM

---

The memo that came out today on Trail of Lights was a complete "blindside". I would have appreciated being given a heads up on this before it was made public, and I was under the impression that discussion was still in progress.

LL

Lee Leffingwell  
Mayor  
City of Austin  
512.974.2250

**From:** [Leffingwell, Lee](#)  
**To:** [Nathan, Mark](#); [Shade, Randi](#); [Martinez, Mike \[Council Member\]](#); [REDACTED]  
**Cc:** [REDACTED]  
**Subject:** RE:  
**Date:** Thursday, November 12, 2009 3:11:50 PM

---

The final language can be posted at meeting time - doesn't even have to meet the 72-hr restriction. So there is plenty of time to make changes if you want.  
LL

Lee Leffingwell  
Mayor  
City of Austin  
512.974.2250

---

**From:** Nathan, Mark  
**Sent:** Thursday, November 12, 2009 3:08 PM  
**To:** Shade, Randi; Martinez, Mike [Council Member]; [REDACTED]  
**Cc:** Leffingwell, Lee; [REDACTED]  
**Subject:** RE:

I'm open to putting it off until 12/10 instead of moving forward now if you feel like it needs to cook more.

---

**From:** Shade, Randi  
**Sent:** Thursday, November 12, 2009 2:17 PM  
**To:** Nathan, Mark; Martinez, Mike [Council Member]; [REDACTED]  
**Cc:** Leffingwell, Lee; [REDACTED]  
**Subject:** RE:

Would be better to have language corrected pre-dais as amendments from dais don't usually work out so well....That's my two cents.

This thing is sort of confusing anyway, so all the more reason to have it done right pre-dais.....One other suggestions is that you think less like a press secretary on this one and more like a council aide:-)  
)

-----

## **Randi Shade**

Austin City Council  
Council Member Place 3  
(512) 974-2255 (phone)  
(512) 974-1888 (fax)

<http://www.ci.austin.tx.us/council/shade.htm>

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**From:** Nathan, Mark  
**Sent:** Thursday, November 12, 2009 1:45 PM  
**To:** Shade, Randi; Martinez, Mike [Council Member]; [REDACTED]  
**Cc:** Leffingwell, Lee; [REDACTED]

**Subject:** RE:

Great thoughts, agree with all. Perhaps amendment language on the dais?  
I'm behind schedule, hoping to get something out on this later today. Don't think TV will get it or be interested, but In Fact, AAS and Chron will.

---

**From:** Shade, Randi  
**Sent:** Wednesday, November 11, 2009 7:15 AM  
**To:** Nathan, Mark; Martinez, Mike [Council Member]; [REDACTED]  
**Cc:** Leffingwell, Lee; [REDACTED]  
**Subject:** Re:

Looks good. Thanks!

Maybe the way to handle "late additions" is simply to date stamp postings, changes, etc. regardless of when the item or back-up document is posted within the preliminary agenda. I am envisioning a document that looks like a word document with tracked changes (ie the way attorneys review red line version of documents).

The more I think about it, it seems that the "preliminary agenda" should be called "draft agenda for xyz meeting date" instead of "preliminary agenda." Seems it would be a whole lot less confusing to be referring to agendas by meeting date. Then an agenda is either in final state or it is in draft form. As long as it is draft form, people need to know it is a work in progress with additions, changes and deletions happening on an ongoing basis until it is marked as "final." The phrase "late addition" would only apply to a final agenda just like we do with changes, corrections, withdrawals and postponements; none of these phrases would apply to draft agendas since drafts are changing on an ongoing basis.

---

**From:** Nathan, Mark  
**To:** Martinez, Mike [Council Member]; [REDACTED];  
Shade, Randi; [REDACTED]  
**Cc:** Leffingwell, Lee; [REDACTED] >  
**Sent:** Tue Nov 10 18:50:47 2009  
**Subject:**

MM / RS - Attached here is the draft of the item we've discussed. We'd like to put this on for 11/19, and announce it publicly on Thursday. This has been vetted by Legal and their only objection to what we originally drafted was denoting items added after the publication of the preliminary agenda as "late additions." They believes this requirement implies that the draft preliminary agenda is a version of a formal posting under the Open Meetings Act, which they are concerned about. For discussion. Maybe we can come up with another way to do it. Please review and let me know if you are OK to proceed with a Thursday announcement (I'll write a press release and include draft quotes from you both), and posting for next week. FYI, we've already briefed the other CMs about it. Thanks, MN.

Mark Nathan  
Chief of Staff, Office of Mayor Lee Leffingwell  
Office: (512) 974-3368  
[REDACTED] [REDACTED]

**From:** [Leffingwell, Lee](#)  
**To:** "Mary Ingle"  
**Cc:** [Ott, Marc](#)  
**Subject:** RE: Bottom Line- Nonenforcement of Noise Ordinance Once Again  
**Date:** Monday, November 09, 2009 8:48:03 AM

---

Mary:

I am copying the City Manager so that he can get you an answer on this. Somehow we have to get a handle on the outdoor music issue.

LL

Lee Leffingwell  
Mayor  
City of Austin  
512.974.2250

---

**From:** Mary Ingle [mailto: ]  
**Sent:** Sunday, November 08, 2009 5:00 PM  
**To:** Leffingwell, Lee  
**Cc:** Cole, Sheryl; Spelman, William; Morrison, Laura; Shade, Randi; Martinez, Mike [Council Member]; Riley, Chris; Ott, Marc; Acevedo, Art; Williams, Nancy; hedi.gerbracht@ci.austin.tx.us; Moore, Andrew; Coleman, Glen; Levinski, Robert; McDonald, Stephanie; Ballas, Marisa  
**Subject:** Bottom Line- Nonenforcement of Noise Ordinance Once Again

Dear All,

This weekend November 7-8, the *Fun Fun Fun* Music Fest, an event scheduled in Waterloo Park situated on Waller Creek- this creek bed is a known megaphone/conduit for live music and other loud sounds to nearby central neighborhoods- happened and is still happening as I write this note. Seriously, FUN FUN FUN FEST **is not** all that much **fun** for those of us who live in central Austin for 3 main reasons:

- 1. the location of this park (Waterloo Park) is inappropriate for this type of L-O-U-D, outdoor music event because it is **too close to nearby neighborhoods and because Waller Creek bed is a funnel/conduit for sound to these neighborhoods**;
- 2. the event runs too late (**until midnight** both Saturday and Sunday?!);
- 3. the noise level/"music" **violates the noise ordinance** at certain times- this is the **bottom line** because there is **NO enforcement of our ordinance**.

The level of noise on Saturday varied throughout the day, tolerably so, but late in the evening on Saturday, the sound ratcheted up to an unacceptable noise limit and loud vibrations. This is disturbing and disrupting to those of us who live in nearby central Austin neighborhoods. As a result of the Live Music Task Force, were not these type of events to be scheduled in **appropriate places** which would allow the participants and city dwellers to enjoy a certain standard/quality of life? **Will care ever be taken with such live music/outdoor events?** The noise ordinance was/ is not **enforced- will it ever be?** Some of us called 911, but no results were had. Why must we continue to endure late night "music" which is over the decibel level allowed in the City Ordinance? Unfortunately, not everyone enjoys the same type of music, noise, hours, etc. We need to be more respectful of each other as our City grows and becomes more dense. Outdoor live music events can either make or



break a person's spirit. PLEASE, please, could more thought be invested in location, times, and noise levels **before issuing a permit** for live music events, especially in Waterloo Park? Thank you for your consideration and thoughtful introspection about how to solve this problem. -Mingle

**From:** [Leffingwell, Lee](#)  
**To:** [Whellan, Michael](#); [Shade, Randi](#); [Martinez, Mike \[Council Member\]](#)  
**Cc:** [Nathan, Mark](#)  
**Subject:** RE: LCRA Special Called Board Meeting 11/10  
**Date:** Friday, November 06, 2009 6:03:20 PM  
**Attachments:** [image001.gif](#)

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Michael:

You should also point out that COA has paid in advance for the water we use. On an ongoing basis, we pay "zero" until we reach an annual consumption of 201,000 acre-ft per year. (We are presently about 170,000 acre-ft/yr.) By state law, we are guaranteed 150,000 acre-ft/yr, so even when we exceed the 201K "trigger", we pay only for water use above 150K. We also have contractual obligations from LCRA up to 325,000 acre-ft/yr - with the 2nd highest priority on the entire Colorado basin, which is a higher priority than most rice farmers. All told, the rice farmers use more water than the entire city of Austin.

LL

-----Original Message-----

From: Whellan, Michael [[mailto: \[REDACTED\]](#)]  
Sent: Fri 11/6/2009 9:49 AM  
To: Leffingwell, Lee; Shade, Randi; Martinez, Mike [Council Member]  
Cc: Nathan, Mark  
Subject: LCRA Special Called Board Meeting 11/10

I learned today that limited feedback has been received by the LCRA board from water users (other than the 350 rice farmers). The issue, of course, is whether for the first time in its 75-year history, the LCRA will consider (and perhaps implement) curtailment of water to the rice farmers.

Stunning facts: approx. 350 rice farmers use 70% of the water from the river and pay only \$5.93/acre foot. The rationale for the lower cost has always been that their water supply is "interruptible"; however, in 75 years the water has not been interrupted. As you know, COA pays over \$100/acre foot.

Why mention or write to you?

COA has a contract; however, that contract allows for curtailment, if and when necessary. We are in what many, including the LCRA staff, believe will be the drought of record. For LCRA to get its supply back to a zero level (b/c we are well below the norm, zero does not mean excess surplus of water) the Lakes need 250,000 acre feet (the equivalent of 2 years of Austin's Water supply).

IF the rice farmers prevail and there is no interruption of their supply again, we put Austin in some risk in two ways - (i) through the possibility of curtailment and (ii) through reduced economic development in Austin and the region (IF companies perceive that the water supply is at risk -- esp. given the known future elect. rate increases -- this will create an economic environment that is not conducive to continuing to grow our tax and employment base).

If appropriate, perhaps a letter from you and other colleagues expressing support to the LCRA to take

action necessary at this time of drought to interrupt/ curtail downstream usage by rice farmers to allow the water supply to replenish and ensure long-term stability of this essential natural resource (the only one we cannot live without).

MJW.

Michael J. Whellan

Phone: 512.480.5734

Fax: 512.480.5834

[REDACTED] <[mailto:\[REDACTED\]](mailto:[REDACTED])>

401 Congress Avenue, Suite 2200

Austin, Texas 78701

Phone 512.480.5600

www.gdhm.com <<http://www.gdhm.com/>>

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**From:** [Leffingwell, Lee](#)  
**To:** [Shade, Randi](#)  
**Subject:** RE: It's going to be a long one...  
**Date:** Thursday, November 05, 2009 8:09:14 PM

---

I will consider this a request to speak first.

---

**From:** Shade, Randi  
**Sent:** Thursday, November 05, 2009 8:07 PM  
**To:** Leffingwell, Lee; Martinez, Mike [Council Member]  
**Subject:** RE: It's going to be a long one...

If you call on me before Laura grabs the mic – I'd love to make the motion to deny both appeals, adopt staff's findings, and adopt the ZAP rec of 8 years.

-----

### **Randi Shade**

Austin City Council

Council Member Place 3

(512) 974-2255 (phone)

(512) 974-1888 (fax)

<http://www.ci.austin.tx.us/council/shade.htm>

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**From:** Leffingwell, Lee  
**Sent:** Thursday, November 05, 2009 7:15 PM  
**To:** Martinez, Mike [Council Member]; Shade, Randi  
**Subject:** It's going to be a long one...

**From:** [Leffingwell, Lee](#)  
**To:** [Martinez, Mike \[Council Member\]](#); [Shade, Randi](#)  
**Subject:** It's going to be a long one...  
**Date:** Thursday, November 05, 2009 7:14:31 PM

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**From:** [Leffingwell, Lee](#)  
**To:** [On, Marc](#)  
**Subject:** FW: Surprise for organ donors: unexpected medical bills  
**Date:** Sunday, November 01, 2009 12:00:03 PM

---

Marc:

This is the most recent of several emails from Mr. Nance. What is the City's response?  
LL

-----Original Message-----

From: [REDACTED] [mailto:\[REDACTED\]](#)

Sent: Sun 11/01/2009 11:45 AM

To: Leffingwell, Lee

Subject: Surprise for organ donors: unexpected medical bills

macr.ott@ci.austin.tx.us; [REDACTED]

\* Please note, the sender's email address has not been verified.  
<<http://images.clickability.com/eti/spacer.gif>>

Suggest the City of Austin (self-insured), UHC (COA's insurance administrator), St. Davids, & all care providers who insist on billing the DONOR read & study. Ms. Patterson, I would be interested in your comments.

<<http://images.clickability.com/eti/spacer.gif>>

Click the following to access the sent link:

<<http://images.clickability.com/partners/3163/eti/con.gif>> Surprise for organ donors: unexpected medical bills <<http://www.emailthis.clickability.com/et/emailThis?clickMap=viewThis&etMailToID=259527755>> \*

View the most EMAILED for today from statesman.com

statesman.com <<http://a449.g.akamai.net/f/449/1776/7d/images.clickability.com/partners/3163/con.gif>> 1. A primer on just how good Texas is <<http://www.emailthis.clickability.com/et/emailThis?clickMap=viewTopTenItem&url=http%3A%2F%2Fwww.statesman.com%2Fsports%2Fcontent%2Fsports%2Fstories%2Flonghorns%2F2009%2F11%2F01%2F1101bohis.html&title=A+primer+on+just+how+good+Texas+is&articlePartnerID=524>>  
statesman.com <<http://a449.g.akamai.net/f/449/1776/7d/images.clickability.com/partners/3163/con.gif>> 2. Surprise for organ donors: unexpected medical bills <<http://www.emailthis.clickability.com/et/emailThis?clickMap=viewTopTenItem&url=http%3A%2F%2Fwww.statesman.com%2Fnews%2Fcontent%2Fnews%2Fstories%2Ffocal%2F2009%2F11%2F01%2F1101donors.html&title=Surprise+for+organ+donors%3A+unexpected+medical+bills&articlePartnerID=525>>  
statesman.com <<http://a449.g.akamai.net/f/449/1776/7d/images.clickability.com/partners/3163/con.gif>> 3. Weaving a world for girls <<http://www.emailthis.clickability.com/et/emailThis?clickMap=viewTopTenItem&url=http%3A%2F%2Fwww.statesman.com%2Flife%2Fcontent%2Flife%2Fstories%2Fbooks%2F2009%2F11%2F01%2F1101academy.html&title=Weaving+a+world+for+girls&articlePartnerID=523>>  
SAVE THIS link <<http://www.savethis.clickability.com/st/saveThisPopupApp?clickMap=saveFromET&partnerID=525&etMailToID=259527755>> FORWARD THIS link <<http://www.emailthis.clickability.com/et/emailThis?clickMap=forward&etMailToID=259527755&partnerID=525>>

Get your EMAIL THIS Browser Button and use it to email content from any Web site. Click here <<http://www.emailthis.clickability.com/et/emailThis?clickMap=browserButtons>> for more information.

<<http://ad.doubleclick.net/jump/statesman.cni/ros:pg=ros;sub=clickability;sz=728x1;tile=1;ord=clickability?>>

<<http://images.clickability.com/eti/spacer.gif>>

\*This article can also be accessed if you copy and paste the entire address below into your web browser.  
<http://www.statesman.com/news/content/news/stories/local/2009/11/01/1101donors.html>

**From:** [Leffingwell, Lee](#)  
**To:** [Riley, Chris](#)  
**Subject:** chronicle article  
**Date:** Saturday, October 31, 2009 2:03:28 PM

---

Chris:

Just in case you read Lee Nichols report in his blog: He is inaccurate. The Council pick WILL likely be a Council Member. I intend to support you as the Council pick for the Cap Metro board. I have no idea where he got that.

LL

**From:** [Leffingwell, Lee](#)  
**To:** [Nathan, Mark](#); [Martinez, Mike \[Council Member\]](#)  
**Subject:** RE: Memo to Mayor and Council by AFD re: Firefighter Ed Bridges  
**Date:** Thursday, October 29, 2009 11:38:44 AM

---

That sounds good.  
LL

-----Original Message-----

From: Nathan, Mark  
Sent: Thu 10/29/2009 11:09 AM  
To: Martinez, Mike [Council Member]  
Cc: Leffingwell, Lee  
Subject: RE: Memo to Mayor and Council by AFD re: Firefighter Ed Bridges

Unfortunately LL will be in DC on Monday.

Do you know if Ed had a family? Perhaps a letter from to his family from the two of you?

-----Original Message-----

From: Martinez, Mike [Council Member]  
Sent: Thursday, October 29, 2009 11:08 AM  
To: Nathan, Mark  
Subject: Re: Memo to Mayor and Council by AFD re: Firefighter Ed Bridges

Monday. Would be nice if Lee could make it. 11am

Depart de iPhone

On Oct 29, 2009, at 11:07 AM, "Nathan, Mark" <Mark.Nathan@ci.austin.tx.us > wrote:

> When is it?

>

> -----Original Message-----

> From: Martinez, Mike [Council Member]  
> Sent: Thursday, October 29, 2009 11:06 AM  
> To: Nathan, Mark  
> Cc: Leffingwell, Lee  
> Subject: Re: Memo to Mayor and Council by AFD re: Firefighter Ed  
> Bridges

>

> I'm attending the funeral and will be speaking

>

> Depart de iPhone

>

> On Oct 29, 2009, at 10:42 AM, "Nathan, Mark"

> <Mark.Nathan@ci.austin.tx.us > wrote:

>

>> Just now catching up on last week's emails. Did you want to do  
>> anything here? A call or visit to Ed Bridges' family?

>>

>>

>>

>> From: From the Public Information Office  
>> Sent: Friday, October 23, 2009 10:03 AM  
>> To: Official Distribution  
>> Cc: Matustik, David; Decrane, Michelle; Evans, Harry



>> Subject: Memo to Mayor and Council by AFD re: Firefighter Ed Bridges

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>> TO:

Mayor Lee Leffingwell and Council

>> Members

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>> FROM:

Acting Fire Chief Harry Evans (HRE)

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>> DATE:

October 23, 2009

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>> RE:

Firefighter Ed Bridges

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>> It is with great sadness that I must inform you of Firefighter Ed

>> Bridges' passing early this morning in Columbus,

>>

>> Ohio, from an apparent cardiac arrest. Firefighter Bridges was 46

>> years old and had been a member of the Austin

>>

>> Fire Department for almost 23 years.

>>

>>

>>

>> Arrangements are pending and we will keep you updated as we learn

>> more  
>  
>> information. Please keep the Bridges  
>>  
>> family in your thoughts.  
>>  
>>  
>>  
>> <2009, October\_Memo\_MayorCouncil\_AFD\_Firefighter Ed Bridges.doc>  
>> <image001.jpg> <image004.jpg> <image005.gif>

**From:** [Leffingwell, Lee](#)  
**To:** [Shade, Randi](#); [Nathan, Mark](#)  
**Cc:** [Coleman, Glen](#); [Curtis, Matt](#); "Amy Everhart"  
**Subject:** RE: op ed  
**Date:** Wednesday, October 28, 2009 2:01:28 PM

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Very good article, Randi.

It's evident from the notes that Brigid and crowd know next to nothing about our water contracts with LCRA, and they know nothing about Colorado basin priorities (see today's paper re LCRA curtailing agreements with other so that they can meet their contractual obligations - ie.COA). There is no date certain for the water trigger - it's based on consumption - it could be now or never.

As Charlie Brown would say: "Good grief".

Lee Leffingwell  
Mayor  
City of Austin  
512.974.2250

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**From:** Shade, Randi  
**Sent:** Wednesday, October 28, 2009 1:36 PM  
**To:** Nathan, Mark; Leffingwell, Lee  
**Cc:** Coleman, Glen; Curtis, Matt; 'Amy Everhart'  
**Subject:** op ed

It looks like Statesman will run an op-ed I wrote -- maybe tomorrow or maybe later in the week (see below). I'm free this afternoon after 4 and also have time Friday morning before 10 AM. Tomorrow I am totally flexible, but know Lee is golfing.

Simultaneously, as you know, the Morrison/Spelman/Riley team have been meeting. Morrison wants to have something on the next meeting agenda. Glen's notes from this morning's meeting (he graciously invited himself to the meeting) are also contained below.

I would really like to have a conversation with you -- a pow wow among all of us if possible -- today or tomorrow to come up with a strategy to work with Marc Ott and Rudy, so that together we can lead instead of playing in Re-Act mode to whatever Morrison's got cooking. I think we can easily all be on the same page, but not without a little strategy.....

I agree with the idea of directing our staff to form a coalition with the top cities recognized for their conservation efforts, so they can share expertise, engage in peer review, and learn best practices. Not sure if we need to do it via resolution as soon as next week, but we certainly could.

-Randi

### **Randi Shade Austin City Council**

With the reach and ease of email blasts and today's conflict-ridden talk radio and 24/7 "news," I was pleasantly surprised to receive several messages from constituents

complimenting what they called the "thoughtful debate and deliberation" that occurred during last week's water treatment plant vote.

I did, however, also get some of the most vicious emails ever. One really stood out. It read: "I hope your decision (to vote for WTP4) becomes not only your hardest decision, BUT I hope THAT IT EATS YOU TO DEATH INSIDE FOR THE REST OF YOUR LIFE." A follow-up email from the same person went on to say my support must be "mostly from Realtor's and, developers etc. NOT from the environment crowd."

This person's rudeness was an exception and not the rule, but it is important to note that like most issues, it is far more complicated than real estate/Chamber of Commerce folks versus environmentalists — Austin's version of red states versus blue states. Our community is too big and too diverse to approach critical infrastructure decisions so simplistically. We need a strong and effective environmental voice. Our future depends on a strong environmental voice from an economic, quality of life and security perspective. Concerns about global climate change and environmental sustainability affect decisions at all levels of government and in every business segment.

That's why where we go from here is so important. The Water Treatment Plant 4 debate has been a long one, but there hasn't been an Austin mayor and City Council — maybe ever — more well-informed about and committed to water conservation and other sustainability issues. Both sides laid out their positions well, and the seriousness of the debate has contributed greatly to our collective understanding of water management issues even if we didn't all reach the same conclusion. Most, if not all, experts recognize a future need for additional water treatment capacity. The disagreement is about when and how best to get that capacity. Since demand projections are part art and part science and since alternatives presented by both sides have pluses and minuses, the vote seemed more about risk tolerance than anything.

I likened this decision to buying insurance for my family. There is no right answer to the question "How much insurance do we need?"

That's why the council was divided, not because one side is pro-real estate development and the other side pro-environment .

All the water treatment capacity in the world doesn't guarantee ample supply.

Austin is a growing city, yet even with WTP4, we are still drawing our water from only one source — a source from which other nearby growing communities also draw their supply. During the worst drought in decades, water levels in the Highland Lakes have been at 40 percent capacity. Construction of WTP4 and the water treatment system enhancements associated with its construction don't change this reality.

Our utilities rely on revenue generated by the same use we must reduce — a challenging paradox. We have many green initiatives in place — water restrictions, tree planting, green building, a climate protection plan and single stream recycling, to name a few. All rely heavily on citizen participation, yet too often our community groups best suited to influence residents are fighting with our city utilities and vice versa. We are missing huge opportunities to change behavior. We need to bring various functions from disparate city departments into one integrated group to promote a city-wide culture of analyzing and understanding the effectiveness of each sustainability program, to improve the efficacy of all of them, and to maximize return for taxpayers and for the environment.

This is everybody's Austin. The lack of track record local environmental groups have working to support the good things our water utility has been doing is not something I am proud of. Likewise, I am not proud that the city's current 10-year conservation plan projects us lowering our water consumption to 166 gallons per capita per day versus the

state's recommendation of 140 gallons per capita per day.

Disagreements about WTP4 should not distract or divide us. Instead they should drive a shared resolve to do more and to do better — now.

#####

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Glen's notes from this morning's water meeting -----

Around 12 folks in attendance, did not get all their names. Morrison & Rush, Riley and Marisa, Jennifer Walker, Paige Hill, Paul Robbins, Roy Waley, that guy from Planet K wearing a Ron Paul T Shirt, and....wait for it....Brigid Shea.

Topics:

How is the task force doing?

What happens when we hit the LCRA water price trigger in 2020?

Should the AWU's conservation team be in house, or external under Ott or the new Sustainability Officer?

(Walker: No, in house; Paul Robbins, Yes, independent...back in 1986 blah blah blah....)

And, what can be done to communicate to Ott, who evidently told someone at the table a few weeks ago that he did not know the position was even vacant, that this is serious and we don't want some milk-toast yes man who will lay low and not rock the boat? The position closes November 14th.

Should water capture innovation devices and design be part of the detention of "superior". (Waley & Riley). {I like this one.}

Morrison announced that they will have the Management Plan on the agenda next week. She was also quizzing some people, along w Brigid along the lines of "if the LCRA changes the drought modeling, and there thus is less water for the cities, doesn't that complicate the bonds we use to pay for WTP#4?"

The sustainability officer was mentioned several times. It is on their radar, but not in their thinking yet.

Thanks,

Glen

\*\*\*\*\*\_

glen coleman Policy Aide, Council Member Randi Shade Austin City Council Place Three

512 974-1374

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**Randi Shade**

Austin City Council

Council Member Place 3

(512) 974-2255 (phone)

(512) 974-1888 (fax)

<http://www.ci.austin.tx.us/council/shade.htm>

**From:** [Leffingwell, Lee](#)  
**To:** [Nathan, Mark](#); [Shade, Randi](#); [Martinez, Mike \[Council Member\]](#)  
**Subject:** RE: News Release by Council 6 Cole re: Council appoints Kenneth J. Mory as City Auditor  
**Date:** Thursday, October 22, 2009 2:41:05 PM

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There is no question it was inappropriate for Sheryl to make the announcement. That said, nothing to be gained by pursuing it that I can see.

LL

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**From:** Nathan, Mark  
**Sent:** Thursday, October 22, 2009 2:40 PM  
**To:** Shade, Randi; Leffingwell, Lee; Martinez, Mike [Council Member]  
**Subject:** RE: News Release by Council 6 Cole re: Council appoints Kenneth J. Mory as City Auditor

I'm not pissed off about it, I'm just think it would have been good form to invite the mayor, mayor pro tem and Council members to participate in some way in the announcement of the hire. I do appreciate the work her office did.

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**From:** Shade, Randi  
**Sent:** Thursday, October 22, 2009 2:37 PM  
**To:** Leffingwell, Lee; Nathan, Mark; Martinez, Mike [Council Member]  
**Subject:** RE: News Release by Council 6 Cole re: Council appoints Kenneth J. Mory as City Auditor

Guys – Sheryl has led this effort throughout. Nobody has raised any issues with her prior public announcements issued related to this hire (ie a similar release went out when we narrowed to semi-finalists and then again when we narrowed to finalists). Sheryl has also been the one to call those not selected and to communicate with the Auditor staff and with HR. Since this is a City Council hire and not a City Management hire and since Sheryl is the Chair of the Committee responsible for leading the effort (the selection process is laid out in some detail in the Charter) and since the only support she's had is from within her own office staff – can't we cut her some slack? Especially since none of us probably offered to help her....

-----  
**Randi Shade**

Austin City Council  
Council Member Place 3  
(512) 974-2255 (phone)  
(512) 974-1888 (fax)  
<http://www.ci.austin.tx.us/council/shade.htm>

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**From:** Leffingwell, Lee  
**Sent:** Thursday, October 22, 2009 2:31 PM  
**To:** Nathan, Mark; Martinez, Mike [Council Member]; Shade, Randi  
**Subject:** RE: News Release by Council 6 Cole re: Council appoints Kenneth J. Mory as City Auditor

Of course...but CM McDonald obviously thought otherwise.

---

**From:** Nathan, Mark  
**Sent:** Thursday, October 22, 2009 2:30 PM  
**To:** Leffingwell, Lee; Martinez, Mike [Council Member]; Shade, Randi  
**Subject:** RE: News Release by Council 6 Cole re: Council appoints Kenneth J. Mory as City Auditor

Ok, hate to be a trouble-maker, but shouldn't the mayor and mayor pro tem and rest of the Council have been in the loop on the announcement of this Council hire?

---

**From:** Leffingwell, Lee  
**Sent:** Thursday, October 22, 2009 2:28 PM  
**To:** Martinez, Mike [Council Member]; Nathan, Mark; Shade, Randi  
**Subject:** RE: News Release by Council 6 Cole re: Council appoints Kenneth J. Mory as City Auditor

Not me...but I'm not surprised.  
LL

---

**From:** Martinez, Mike [Council Member]  
**Sent:** Thursday, October 22, 2009 2:27 PM  
**To:** Nathan, Mark; Leffingwell, Lee; Shade, Randi  
**Subject:** RE: News Release by Council 6 Cole re: Council appoints Kenneth J. Mory as City Auditor

never discussed

quite honestly, anything that Cole's office handles concerns me

---

**From:** Nathan, Mark  
**Sent:** Thursday, October 22, 2009 2:23 PM  
**To:** Leffingwell, Lee; Martinez, Mike [Council Member]; Shade, Randi  
**Subject:** FW: News Release by Council 6 Cole re: Council appoints Kenneth J. Mory as City Auditor

Just curious, did ya'll agree that Cole's office would be announcing this hire?

---

**From:** From the Public Information Office  
**Sent:** Thursday, October 22, 2009 2:19 PM  
**To:** Official Distribution  
**Cc:** McDonald, Stephanie  
**Subject:** News Release by Council 6 Cole re: Council appoints Kenneth J. Mory as City Auditor

**For immediate release**

Oct. 22, 2009

Contact: Stephanie Lee McDonald

Office of Council Member Sheryl Cole

(512) 974-6070 [REDACTED]

**Council Appoints Kenneth J. Mory as City Auditor**



***Experience in both public and private sectors pivotal in hiring decision***

The Austin City Council today unanimously approved the appointment of Kenneth J. Mory, currently Chief of Audits for the County of San Diego, Calif., as Austin's City Auditor.

Mory will assume his duties in Austin on Dec. 1, 2009. Council passed the item appointing Mory on its consent agenda.

"After narrowing the list to five finalists, Kenneth Mory's experience as an auditor, a chief financial officer, and certification as a public accountant, internal auditor, management accountant, and an information systems auditor was clearly the caliber of professional we need for strong independent oversight for the City of Austin," said Council Member Sheryl Cole, Chair of the Audit and Finance Committee. "I believe that the entire Council is looking forward to working with Kenneth and having a strong leader at the helm of our Office of the City Auditor.

"As the City Auditor reports directly to the City Council, it is important that we choose someone with an outstanding record of auditing and the vision to guide the department," Cole said. "Kenneth Mory will exemplify these qualities as our City Auditor."

Members of the City Auditor Recruitment Nominating Committee include Austin City Council Members Cole, Laura Morrison and Randi Shade; State Auditor John Keel, and City Manager Marc Ott. The City Auditor Recruitment Nominating Committee evaluated applications from across the country and interviewed five finalists.

###

**From:** [Leffingwell, Lee](#)  
**To:** [Nathan, Mark](#); [Martinez, Mike \[Council Member\]](#); [Shade, Randi](#)  
**Subject:** RE: News Release by Council 6 Cole re: Council appoints Kenneth J. Mory as City Auditor  
**Date:** Thursday, October 22, 2009 2:30:49 PM

---

Of course...but CM McDonald obviously thought otherwise.

---

**From:** Nathan, Mark  
**Sent:** Thursday, October 22, 2009 2:30 PM  
**To:** Leffingwell, Lee; Martinez, Mike [Council Member]; Shade, Randi  
**Subject:** RE: News Release by Council 6 Cole re: Council appoints Kenneth J. Mory as City Auditor

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Not me...but I'm not surprised.  
LL

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**From:** Martinez, Mike [Council Member]  
**Sent:** Thursday, October 22, 2009 2:27 PM  
**To:** Nathan, Mark; Leffingwell, Lee; Shade, Randi  
**Subject:** RE: News Release by Council 6 Cole re: Council appoints Kenneth J. Mory as City Auditor

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**For immediate release**

Oct. 22, 2009

Contact: Stephanie Lee McDonald

Office of Council Member Sheryl Cole

(512) 974-6070 ■■■■■■■■■■

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**From:** [Leffingwell, Lee](#)  
**To:** [Martinez, Mike \[Council Member\]](#); [Nathan, Mark](#); [Shade, Randi](#)  
**Subject:** RE: News Release by Council 6 Cole re: Council appoints Kenneth J. Mory as City Auditor  
**Date:** Thursday, October 22, 2009 2:28:02 PM

---

Not me...but I'm not surprised.  
LL

---

**From:** Martinez, Mike [Council Member]  
**Sent:** Thursday, October 22, 2009 2:27 PM  
**To:** Nathan, Mark; Leffingwell, Lee; Shade, Randi  
**Subject:** RE: News Release by Council 6 Cole re: Council appoints Kenneth J. Mory as City Auditor

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**Subject:** FW: News Release by Council 6 Cole re: Council appoints Kenneth J. Mory as City Auditor

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**For immediate release**

Oct. 22, 2009

Contact: Stephanie Lee McDonald

Office of Council Member Sheryl Cole

(512) 974-6070 [REDACTED]

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###

**From:** [Leffingwell, Lee](#)  
**To:** [Martinez, Mike \[Council Member\]](#)  
**Subject:** RE: Mueller Update  
**Date:** Thursday, October 22, 2009 12:03:06 PM

---

You have a proc right after that anyway.

---

**From:** Martinez, Mike [Council Member]  
**Sent:** Thursday, October 22, 2009 12:02 PM  
**To:** Leffingwell, Lee  
**Subject:** RE: Mueller Update

F that

---

**From:** Leffingwell, Lee  
**Sent:** Thursday, October 22, 2009 12:01 PM  
**To:** Martinez, Mike [Council Member]  
**Subject:** RE: Mueller Update

You have live music intro tonight.  
LL

---

**From:** Martinez, Mike [Council Member]  
**Sent:** Thursday, October 22, 2009 11:57 AM  
**To:** Mele, Cheryl; Ott, Marc; McDonald, Michael [APD]; Leffingwell, Lee; Morrison, Laura; Spelman, William; Riley, Chris; Shade, Randi; Cole, Sheryl  
**Cc:** Fernandez, Rolando; Vice, Jeff; Duncan, Roger  
**Subject:** RE: Mueller Update

Thanks Cheryl. Please let me know if I can help in any way with the Morris Williams options.

Mike

---

**From:** Mele, Cheryl [mailto:Cheryl.Mele@austinenergy.com]  
**Sent:** Thursday, October 22, 2009 8:32 AM  
**To:** Ott, Marc; McDonald, Michael [APD]; Leffingwell, Lee; Morrison, Laura; Martinez, Mike [Council Member]; Spelman, William; Riley, Chris; Shade, Randi; Cole, Sheryl  
**Cc:** Fernandez, Rolando; Vice, Jeff; Duncan, Roger  
**Subject:** Mueller Update

All,

I wanted to provide an update of activities this week on Mueller Substation.

My staff met with representatives from Troublemaker Studios, General Land Office, Catellus, and CTECC Thursday afternoon to review the technical reasons for locating/not locating on the GLO site. AE staff presented a compelling argument and data to assure that sound and EMF would not be an issue. However, the vice-president of the studio still felt there could be issues with

perception from their insurer (there's apparently only one that serves the film industry) or other film studios who might consider using their studio space. They feel that if there are issues with equipment they have now or in the future, fingers would point back to the substation. They feel the risk is too great since there are other sites available. They also referred back to the "study" done by their consultant that argued against placing the substation next to the studio.


Troublemaker expressed that they have no technical concerns if the substation is across the creek on AE site. They also do not have an concerns about aesthetics. Staff left the meeting with the understanding that Troublemaker would not change their stance. Hal Croft with GLO stands behind that decision.

AE engineers and the project manager also met with Jim Adams of ROMA and a representative of Catellus, to discuss strategies for making the 51st Street site more aesthetically pleasing. They are going to look at utilizing more of the east side of the property in an effort to preserve trees and see if we can alter our layout to offer a different street side presence. The teams will get back together within a week.

AE and PARD are also looking at the Morris Williams Golf Course for possible transmission route to a site on Mueller, or as both a transmission route and substation location. Lastly, we are updating our area load forecast with the latest plans from area developers, and our 2009 summer peak information to determine if we have any flexibility on the project need date.

A request has been made by the Islamic Trust to pull this item from today's agenda. AE is in agreement with that, as we want to explore the options above, but we do not agree with their requested 60 day delay. We will be proposing Nov. 19 as a return date. That will give us a month to evaluate these options and determine the best approach without impacting the schedule significantly.

Please let me know if you have any questions at this time.

Cheryl Mele  
COO, Deputy General Manager  
Austin Energy  
512.322.6062  


**From:** [Leffingwell, Lee](#)  
**To:** [Martinez, Mike \[Council Member\]](#)  
**Subject:** RE: Mueller Update  
**Date:** Thursday, October 22, 2009 12:01:12 PM

---

You have live music intro tonight.  
LL

---

**From:** Martinez, Mike [Council Member]  
**Sent:** Thursday, October 22, 2009 11:57 AM  
**To:** Mele, Cheryl; Ott, Marc; McDonald, Michael [APD]; Leffingwell, Lee; Morrison, Laura; Spelman, William; Riley, Chris; Shade, Randi; Cole, Sheryl  
**Cc:** Fernandez, Rolando; Vice, Jeff; Duncan, Roger  
**Subject:** RE: Mueller Update

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**Cc:** Fernandez, Rolando; Vice, Jeff; Duncan, Roger  
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AE engineers and the project manager also met with Jim Adams of ROMA and a

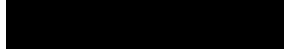


representative of Catellus, to discuss strategies for making the 51st Street site more aesthetically pleasing. They are going to look at utilizing more of the east side of the property in an effort to preserve trees and see if we can alter our layout to offer a different street side presence. The teams will get back together within a week.

AE and PARD are also looking at the Morris Williams Golf Course for possible transmission route to a site on Mueller, or as both a transmission route and substation location. Lastly, we are updating our area load forecast with the latest plans from area developers, and our 2009 summer peak information to determine if we have any flexibility on the project need date.

A request has been made by the Islamic Trust to pull this item from today's agenda. AE is in agreement with that, as we want to explore the options above, but we do not agree with their requested 60 day delay. We will be proposing Nov. 19 as a return date. That will give us a month to evaluate these options and determine the best approach without impacting the schedule significantly.

Please let me know if you have any questions at this time.

Cheryl Mele  
COO, Deputy General Manager  
Austin Energy  
512.322.6062  


**From:** [Leffingwell, Lee](#)  
**To:** "Janet Solomon"  
**Bcc:** [Martinez, Mike \[Council Member\]](#); [Shade, Randi](#)  
**Subject:** RE: Conservation is Cheaper than Construction  
**Date:** Thursday, October 22, 2009 11:49:22 AM

---

To answer your first question: The water comes from the Colorado River basin. We have firm contracts and have prepaid for water from that source up to 250,000 acre-ft per year (We currently use about 170,000 acre-ft per year). In addition, we have binding contracts with LCRA for an additional amount (grand total over 300,000 acre-ft - sufficient to meet Austin water needs through this century) to be provided on demand. Austin's rights to this water supercede and outrank almost all other rights.

You have also been misinformed on the cost of the project - which is currently estimated at \$508 million (and expected to be significantly lower than that in the current economic environment.)

Finally, Austin Water Utility already has one of the most aggressive water conservation policies in the nation. Several years ago, the American Water Works Association designated our policy as a "template for conservation" for other utilities to follow. San Antonio, which is often cited by local environmentalists as a model, is frantically looking for new water sources: They are developing plans for treating "brackish" water and desalinization - and they are suing the LCRA to get water from the Colorado basin. San Antonio has increased its water usage 35% in the last 5 years, and despite claims that their water usage has remained flat for 20 years, a multi-year trend shows a 21% increase in usage from 1987 - 2008.

Rice farmers on the lower reaches of the Colorado use over twice as much river water as the entire City of Austin, and their priority is lower than ours. Unidentified losses of water on the lower Colorado (mainly associated with rice farming) comprise more total water on an annualized basis than the entire city of Austin uses.

These are complex issues, and there is a lot of inaccurate information being circulated on this subject. I strongly urge you to fully inform yourself before forming your opinion.

Thank you for contacting me.  
LL

-----Original Message-----

From: Janet Solomon [mailto: ]  
Sent: Thursday, October 22, 2009 9:21 AM  
To: Leffingwell, Lee  
Subject: Conservation is Cheaper than Construction

Dear Mayor Leffingwell and Austin City Council Members,  
No new water plant!  
Where will MORE water come from for the plant and all of the new people who move here? The real estate/development industry of course supports it. They make profits, then leave it to taxpayers to pay for infrastructure and increased water needs for all the new sprawl.

Please stop spending on the proposed \$849 MILLION Water Treatment Plant 4 on Lake Travis and instead re-double water conservation efforts. With increased focus on water conservation, we can keep our summer water use flat and delay expensive water plants for decades to come.

According to a report signed by Austin's water conservation director, "Conservation is now widely accepted as the most cost-effective way to extend water resources." Yet the

Austin water utility is asking you to spend \$849 MILLION building a treatment plant that we don't need.

Please reject the water utility's request to spend \$849 MILLION on Water Treatment Plant 4 and instead increase funding for water conservation by one third and set a goal of lowering Austin's water use to 135 gallons of water per capita per day.

Thank you for your consideration.

Sincerely,

Janet Solomon  
1904 Goodrich Avenue 13  
Austin, TX 78704

**From:** [Leffingwell, Lee](#)  
**To:** [Shade, Randi](#); [Nathan, Mark](#); [Martinez, Mike \[Council Member\]](#)  
**Subject:** RE: draft resolution on new posting guidelines...  
**Date:** Friday, October 16, 2009 9:40:14 AM

---

"...shall require co-sponsorship *by* the Mayor..."

Lee Leffingwell  
Mayor  
City of Austin  
512.974.2250

---

**From:** Shade, Randi  
**Sent:** Thursday, October 15, 2009 5:47 PM  
**To:** Nathan, Mark; Leffingwell, Lee; Martinez, Mike [Council Member]  
**Subject:** RE: draft resolution on new posting guidelines...

Thanks and looks fine to me. I think this line is still a bit confusing "shall be noted as such" maybe instead "shall be noted as Late Addition":

Any item added to the preliminary agenda or to the final agenda by the City Manager after the initial electronic posting of the preliminary agenda shall be noted as such on the final agenda.

-----

**Randi Shade**

Austin City Council  
Council Member Place 3  
(512) 974-2255 (phone)  
(512) 974-1888 (fax)  
<http://www.ci.austin.tx.us/council/shade.htm>

---

**From:** Nathan, Mark  
**Sent:** Thursday, October 15, 2009 5:22 PM  
**To:** Leffingwell, Lee; Martinez, Mike [Council Member]; Shade, Randi  
**Subject:** draft resolution on new posting guidelines...

After discussing this with all three of you, here's a revised draft of the therefores for your further consideration. Again, this would be for the 11/5 meeting. In the spirit of the resolution, I would propose that you roll it out on 10/28, which would be the deadline for IFCs under the new guidelines. Please share your thoughts, but please do not distribute. Thanks, MN.

***Now therefore be it resolved that:***

The City Manager is directed to begin electronic posting of each preliminary Council meeting agenda no later than nine business days in advance of each Council meeting, beginning for the December 10, 2009 meeting; and

The City Manager is directed to provide email notification of the electronic posting of the preliminary agenda to any citizen who requests such notification via the "Austin Notes" email sign-up program on the City of Austin website; and


The City Manager is directed to include as much back-up information for each preliminary agenda item as is available at the time of initial electronic posting, and to supplement the posting with additional back-up information as it becomes available; and

The City Manager is directed to supplement the initial electronic posting of the preliminary agenda with any additional agenda items, including related back-up information, to be included on the final Council agenda, as they become available; and

Any item added to the preliminary agenda or to the final agenda by the City Manager after the initial electronic posting of the preliminary agenda shall be noted as such on the final agenda.

City Council members shall provide the Agenda Coordinator with "Items From Council" no later than six business days in advance of each Council meeting, beginning for the December 10, 2009 meeting; and

Any "Items From Council" submitted to the Agenda Coordinator after the sixth business day in advance of each Council meeting shall require the co-sponsorship the Mayor (or in his or her absence the Mayor Pro Tem), and shall be noted as such on the final agenda.

Mark Nathan  
Chief of Staff, Office of Mayor Lee Leffingwell  
Office: (512) 974-3368  


**From:** [Leffingwell, Lee](#)  
**To:** "[Judy Graci](#)"; [Riley, Chris](#); [Martinez, Mike \[Council Member\]](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#)  
**Subject:** RE: CoA water rights & BCRUA  
**Date:** Friday, October 16, 2009 9:34:49 AM

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Please be aware that every drop of water used by water plants on Lake Austin actually comes from Lake Travis, since the latter is the reservoir for the former.

Thanks,  
LL

Lee Leffingwell  
Mayor  
City of Austin  
512.974.2250

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**From:** Judy Graci [mailto:[\[REDACTED\]](#)]  
**Sent:** Thursday, October 15, 2009 7:18 PM  
**To:** Leffingwell, Lee; Riley, Chris; Martinez, Mike [Council Member]; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl  
**Subject:** CoA water rights & BCRUA

Mayor and Council Members,

Please address the water rights issues and the Leander interbasin transfer permit before committing to WTP#4.

If these two projects proceed, \$1.3B will be spent to source more Lake Travis water instead of bringing another major source of water or a new reservoir to Central Texas.

Also Leander is now petitioning TCEQ to lift the discharge ban on the Highland Lakes. TCEQ can act on this at their November 18th meeting. Please go to the Protect Lake Travis Association website for current information on this.

Thank you,  
Judy Graci  
DELTA, Don't Empty Lake Travis Association

**From:** [Leffingwell, Lee](#)  
**To:** "Toni Inglis" [redacted] [Matthews, Douglas](#)  
**Cc:** [Ian Inglis](#); [Corona, Bob](#); [Lurie, David](#); [Spelman, William](#); [Shade, Randi](#); [Riley, Chris](#); [Morrison, Laura](#); [Martinez, Mike](#) [Council Member]; [Cole, Sheryl](#)  
**Subject:** RE: Public Information Act request  
**Date:** Tuesday, October 06, 2009 2:57:29 PM

---

I thought this was all settled months ago. Can staff please provide information on this?  
LL

Lee Leffingwell  
Mayor  
City of Austin  
512.974.2250

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**From:** Toni Inglis [mailto:[redacted]]  
**Sent:** Tuesday, October 06, 2009 8:16 AM  
**To:** Matthews, Douglas  
**Cc:** Ian Inglis; Corona, Bob; Lurie, David; Spelman, William; Leffingwell, Lee; Shade, Randi; Riley, Chris; Morrison, Laura; Martinez, Mike [Council Member]; Cole, Sheryl  
**Subject:** Public Information Act request

Mr. Douglas Matthews  
City of Austin Public Information Officer  
Austin, Texas

Dear Mr. Matthews,

Under the Public Information Act, I am requesting:

- 1) Any and all **permit applications and permits granted** for the period of Jan. 1- Oct. 5, 2009 for use of the decommissioned Seaholm Power Plant location as an entertainment venue. Roughly, the plant is bordered by César Chávez, San Antonio St., 3rd St., and Lamar.
- 2) Any and all **permit applications by and permits granted to — including any request for a floodplain variance** — Tiniest Bar in Texas, 817 W. 5th St.

I am copying David Lurie and Bob Corona of City Health and Human Services because as a community health clinical nurse specialist, I know this is a public health issue — both with sound/noise and flooding.

Thank you.

Toni Inglis, RN, MSN, CNS  
800 W. 5th St., #805 (close neighbor to Seaholm and Tiniest Bar)  
Austin, Texas 78703  
(512) 478-3228

**From:** [Leffingwell, Lee](#)  
**To:** [Riley, Chris](#); "[Bob Ozer](#)"  
**Cc:** [Leff, Lewis](#); "[ken Tiemann](#)"; "[Mary Arnold](#)"; [Riley, Chris](#); [Williams, Nancy](#); "[peter Barbour](#)"; "[sam.Biscoe@Co.Travis.Tx.US](#)"; "[josie.zavala@Co.Travis.Tx.US](#)"; [Parkerson, Matt](#)  
**Subject:** RE: Meeting with President Powers  
**Date:** Tuesday, October 06, 2009 2:55:35 PM

---

I can't make it on Thursday due to a previous committment. I will be glad to send someone from my staff, or arrange to meet at another time.  
Thanks,

Lee Leffingwell  
Mayor  
City of Austin  
512.974.2250

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**From:** Riley, Chris  
**Sent:** Tuesday, October 06, 2009 11:11 AM  
**To:** 'Bob Ozer'; Leffingwell, Lee  
**Cc:** Leff, Lewis; ken Tiemann; Mary Arnold; Riley, Chris; Williams, Nancy; peter Barbour; sam.Biscoe@Co.Travis.Tx.US; josie.zavala@Co.Travis.Tx.US; Parkerson, Matt  
**Subject:** RE: Meeting with President Powers

I'll plan on being there at 8. I'll need to slip out after the first half hour or so. Thanks for your work on this --

Chris

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**From:** Bob Ozer [mailto:████████████████████]  
**Sent:** Monday, October 05, 2009 9:45 PM  
**To:** Leffingwell, Lee; Riley, Chris  
**Cc:** Leff, Lewis; ken Tiemann; Mary Arnold; Riley, Chris; Williams, Nancy; peter Barbour; sam.Biscoe@Co.Travis.Tx.US; josie.zavala@Co.Travis.Tx.US  
**Subject:** Fw: Meeting with President Powers  
**Importance:** High

Dear Mayor Leffingwell and Councilmember Riley:

We are paring down the number of attendees and the scope of issues (see below) at the meeting which is now scheduled for Thursday at 8am in President Powers' office at UT. We still think it is very important for someone from the City Council to attend the meeting. Please advise if either one of you or some other councilmember can attend.

Thanks for your consideration.

Bob

----- Original Message -----

**From:** [Bob Ozer](#)  
**To:** [Barry Hutcheson](#) ; [Peter Barbour](#) ; [ken Tiemann](#) ; [Mary Arnold](#) ; [Phifer, Bernadette](#) ; [Alan Wooley](#) ; [General Marshall](#) ; [Elliott Naishtat](#) ; [Morrison, Lloyd](#)  
**Cc:** [sam.Biscoe@Co.Travis.Tx.US](#) ; [josie.zavala@co.travis.tx.us](#)



**Sent:** Monday, October 05, 2009 9:37 PM  
**Subject:** Re: Meeting with President Powers

Hello everyone:

The meeting has gotten too big and we are going to have to pare this down and perhaps do 2 meetings.

The first meeting will be this Thursday, October 8th at 8 am at President Powers office. I believe this meeting will focus mainly on the location of the marker and perhaps, tiome permitting, what kind of a display to have at Muny. Hopefully, from the list above, Barry Hutcheson, Representative Naishtat, General Marshall, Ken Tiemann and I will be able to be present. Please advise me if you can't make it. We will also ask someone from the city council to attend.

After this meeting I will contact everyone else about a separate follow-up which will be more organizational and focused more on the display and bringing the First Tee program to Muny. That meeting will be at the Muny clubhouse and may not be until after the marker is dedicated on October 28th at 10 am. I am sorry to inconvenience everyone but this has moved very fast and I am doing as well as possible under the circumstances.

Thanks again.

Bob

----- Original Message -----

**From:** [Bob Ozer](#)  
**To:** [Barry Hutcheson](#) ; [Peter Barbo](#) ; [ken Tieman](#) ; [Mary Arno](#) ; [Phifer, Bernadet](#) ; [Alan Woo](#) ; [General Marsha](#) ; [Elliott Naish](#) ; [Morrison, Lloyd](#)  
**Cc:** [sam.Biscoe@Co.Travis.Tx.US](mailto:sam.Biscoe@Co.Travis.Tx.US) ; [josie.zavala@co.travis.tx.us](mailto:josie.zavala@co.travis.tx.us)  
**Sent:** Saturday, October 03, 2009 7:20 PM  
**Subject:** Meeting with President Powers

Hello everyone

You should all have been notified that Judge Biscoe was trying to set up a meeting with President Powers of UT Austin. The date for that meeting has yet to be decided but it will be held on either Wed., Thursday, or Friday of this week (October 7, 8, or 9) and it will be either a breakfast or lunch meeting. I am giving you as early a notification as possible so you can arrange schedules. The time and date are being made to convenience President Powers since he has graciously agreed to meet with us as early as possible before the dedication of the marker at Muny on October 28th at 10 am. On Friday he could only give us these dates and will advise us Monday as to the final date and time. I will immediately forward that to you.

We will be discussing a display at the Clubhouse at Muny. We would like to extend the Austin First Tee program to Muny and tie the display into that program as well as provide some background for the desegregation of Muny and African American golf history. Hopefully both Alan Wooley with the First Tee and Mr. Price, Principal of O'Henry will be able to attend. And of course we need our friends from the Carver to assist with a project of this sort.

We will also be discussing the location of the marker and Mr. Wolfe with the Texas Historical Commission is going to be invited as well. I am very hopeful that Barry Hutcheson with the Travis County Historical Commission will be able to make this meeting given our plans to discuss the marker and the dedication ceremony.

I am not going to be able to control the time or date on this but please let me know if you can't make

this meeting because we will want to try to get substitutes from your school or organization to attend.

President Powers' office is in the main building (Tower Bldg.) Room 400.

Thanks very much. If you have any questions please do not hesitate to contact me by e-mail or phone (512-913-3953).

Bob

**From:** [Leffingwell, Lee](#)  
**To:** [Martinez, Mike \[Council Member\]](#); [REDACTED]; [Cole, Sheryl](#); [Morrison, Laura](#); [Shade, Randi](#)  
**Subject:** RE: Capital Metro Audit  
**Date:** Friday, October 02, 2009 11:09:59 AM

---

Ditto.

Lee Leffingwell  
Mayor  
City of Austin  
512.974.2250

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**From:** Martinez, Mike [Council Member]  
**Sent:** Friday, October 02, 2009 9:55 AM  
**To:** [REDACTED]; Leffingwell, Lee; Cole, Sheryl; Morrison, Laura; Shade, Randi  
**Subject:** RE: Capital Metro Audit

Jim,

I have been calling for this for over 2 years. Glad to see others helping push.

Thanks,  
Mike

---

**From:** [REDACTED] [mailto:[REDACTED]]  
**Sent:** Thursday, October 01, 2009 9:14 PM  
**To:** Leffingwell, Lee; Cole, Sheryl; Martinez, Mike [Council Member]; Morrison, Laura; Shade, Randi  
**Subject:** Capital Metro Audit

Mayor and Council Members:

Austin is the largest municipality in the Capital Metro region and provides some 96% of the sales tax revenues for the operations of Capital Metro. I urge you to insist on an immediate independent financial and operations audit of Capital Metro for the following reasons:

There are many indications there has been a gross lack of transparency and numerous misleading and incorrect recordings and presentations of Capital Metro's financial performance and projections which seem to be designed to purposefully hide Capital Metro's poor performance and mistakes and to deceive and mislead the public.

The fairly recent departure of a long term Capital Metro board chairman, the current departure of the long term Chief Executive and the poor performance and apparent irregularities all make it obvious that a financial and operations audit is appropriate and demanded to provide a sound baseline for the future operation of Capital Metro.

Best regards,

Jim Skaggs

**From:** [Leffingwell, Lee](#)  
**To:** [Nathan, Mark](#); [Goode, Robert](#)  
**Cc:** [Ott, Marc](#)  
**Subject:** RE: Code compliance  
**Date:** Wednesday, September 30, 2009 6:57:43 AM

---

As we have discussed, Mark speaks for me on these policy issues - but I want to personally add my request to move this. It seems it would be fairly simple to do, is necessary, would save the staff a lot of work, would save commissions and the Council a lot of work, and would be well-received by everyone, including the citizens of this city.  
LL

-----Original Message-----

From: Nathan, Mark  
Sent: Tue 9/29/2009 5:43 PM  
To: Goode, Robert  
Cc: Leffingwell, Lee; Ott, Marc  
Subject: Code compliance

Hi Robert.

Has there been any progress on the grandfathering / "common sense" code compliance issues we discussed in July?

Thanks very much for your help.

Mark Nathan  
Chief of Staff, Office of Mayor Lee Leffingwell  
Office: (512) 974-3368  


**From:** [Leffingwell, Lee](#)  
**To:** [Shade, Randi](#)  
**Subject:** RE: 888 Banister Lane - Thank you for supporting applicant  
**Date:** Thursday, September 24, 2009 5:22:00 PM

---

Amen

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**From:** Shade, Randi  
**Sent:** Thursday, September 24, 2009 4:54 PM  
**To:** Spelman, William; Riley, Chris; Leffingwell, Lee  
**Subject:** FW: 888 Banister Lane - Thank you for supporting applicant

Just an FYI.....

And, here's hoping the neighbors take Chris' advice and make some progress this week.

-Randi

-----

**Randi Shade**

Austin City Council

Council Member Place 3

(512) 974-2255 (phone)

(512) 974-1888 (fax)

<http://www.ci.austin.tx.us/council/shade.htm>

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**From:** Aguilera, Gloria  
**Sent:** Thursday, September 24, 2009 4:30 PM  
**To:** Shade, Randi  
**Subject:** 888 Banister Lane - Thank you for supporting applicant

**Council Member Shade:**

Thank you for supporting the applicant. I live in the neighborhood and attended meetings with the applicant and my neighbors have been extremely difficult. I feel the zoning request is fair.

*Gloria Aguilera*  
3206 Locke lane

**From:** [Leffingwell, Lee](#)  
**To:** [Spelman, William](#)  
**Bcc:** [Nathan, Mark](#)  
**Subject:** RE: More Food for thought on WTP4  
**Date:** Wednesday, September 16, 2009 9:13:57 AM

---

Bill:

The Texas Open Meetings Act considers emails to a quorum of Council members a potential violation of the Act. It's particularly problematic when it's a discussion of business before the council.

I'm not a lawyer, so I don't have an opinion in this particular case, but I do know that it has come up several times in the last few years. John Steiner and/or David Smith could give you an opinion.

LL

-----Original Message-----

From: Spelman, William  
Sent: Mon 9/14/2009 11:57 AM  
To: Morrison, Laura; Shade, Randi; Cole, Sheryl; Riley, Chris; Leffingwell, Lee; Martinez, Mike [Council Member]; [REDACTED]; 'Bill Bunch'; [REDACTED]; 'Janice Cartwright'; 'Michael Wilt'; 'Jeremy Martin'; [REDACTED]; [REDACTED]; [REDACTED]; [REDACTED]; 'SEKELLY@TCEQ.STATE.TX.US'; [REDACTED]; [REDACTED]; [REDACTED]m'  
Cc: Council Executive Assistants; Garza, Rudy; Florance, Christopher; 'editor@infactdaily.com'  
Subject: More Food for thought on WTP4

Friends:

Attached is the second installment of my Water Treatment Plant 4 analysis. Take a look at the presentation I put together, then share your thoughts about it with me. And please feel free to share this presentation far and wide. If you're interested in the actual spreadsheet, let me or my staff know, and we'll send it your way. The presentation will be posted on my website soon.

Thanks for your consideration, and have a great week.

Bill

**From:** [Leffingwell, Lee](#)  
**To:** [Ott, Marc](#)  
**Subject:** Flu shots  
**Date:** Monday, September 14, 2009 1:00:42 PM

---

In the past we have had people come to the Council meeting to give shots to Council members, staff, etc. Can we do that at the 9/24 meeting?

Thanks,  
LL



**From:** [Leffingwell, Lee](#)  
**To:** "Bill Bunch"; [Garza, Rudy](#)  
**Cc:** [Nathan, Mark](#); [Matthews, Douglas](#); [Esquibel, Matthew](#); [Ott, Marc](#); [Meszaros, Greg](#); [Slusher, Daryl](#); [Martinez, Mike \[Council Member\]](#); [Cole, Sheryl](#); [Morrison, Laura](#); [Bill Spelman](#); [Riley, Chris](#); [Everhart, Amy](#)  
**Subject:** RE: still nothing on city website about Thursday debate/dialogue??????????  
**Date:** Monday, September 14, 2009 10:43:05 AM

---

Notice for the meeting is on the web site. I just looked at it. We do need to change the venue to Palmer Auditorium (Change to accommodate overflow).  
LL

-----Original Message-----

From: Bill Bunch [[mailto:](#)]  
Sent: Sunday, September 13, 2009 2:15 PM  
To: Garza, Rudy  
Cc: Nathan, Mark; Matthews, Douglas; Esquibel, Matthew; Ott, Marc; Meszaros, Greg; Slusher, Daryl; Leffingwell, Lee; Martinez, Mike [Council Member]; Cole, Sheryl; Morrison, Laura; Bill Spelman; Riley, Chris; Everhart, Amy  
Subject: still nothing on city website about Thursday debate/dialogue??????????

Garza, Rudy wrote:

> As I stated earlier, we are working on it. Thanks  
>  
> -----Original Message-----  
> From: Nathan, Mark  
> Sent: Thursday, September 10, 2009 4:01 PM  
> To: Matthews, Douglas; Esquibel, Matthew  
> Cc: 'Bill Bunch'; Ott, Marc; Meszaros, Greg; Slusher, Daryl;  
> Leffingwell, Lee; Martinez, Mike [Council Member]; Cole, Sheryl;  
> Morrison, Laura; Bill Spelman; Riley, Chris; Everhart, Amy; Garza,  
> Rudy  
> Subject: RE: Why no mention on City Website of Sept. 17 town hall  
> meeting?  
>  
> Thanks Bill. Apologies for not getting this done sooner.  
>  
> Doug, Matt: Here is copy to post on the COA website. Can you please  
> try to do so promptly?  
>  
> Water Treatment Plant 4 Forum  
>  
> You are invited to attend a discussion of issues surrounding the  
> proposed Water Treatment Plant 4.  
>  
> Water Treatment Plant 4 Forum  
> Thursday, September 7, 2009  
> St. Edward's University, Jones Auditorium in the Ragsdale Center 6:00  
> PM  
> - 9:00 PM Moderated by Jim Walker, Chair, Envision Central Texas  
>  
> Questions for panelists can be submitted in advance of the forum by  
> emailing: [REDACTED]  
>  
> Questions about the event can be directed to: Amy Everhart, 974-3369,  
> amy.everhart@ci.austin.tx.us  
>  
> -----Original Message-----  
> From: Bill Bunch [[mailto:](#)]

> Sent: Thursday, September 10, 2009 3:34 PM  
> To: Ott, Marc; Meszaros, Greg; Slusher, Daryl; Leffingwell, Lee;  
> Martinez, Mike [Council Member]; Cole, Sheryl; Morrison, Laura; Bill  
> Spelman; Riley, Chris; Nathan, Mark  
> Subject: Why no mention on City Website of Sept. 17 town hall meeting?  
>  
> Nothing on the front page.  
> Nothing on Water Utility Page.  
> Nothing on Water Conservation Page  
> Nothing on WTP4 page.  
>  
> Perhaps this can be addressed immediately??  
>  
> Thank you for your consideration, Bill  
>  
>  
>  
>

**From:** [Leffingwell, Lee](#)  
**To:** [Shade, Randi](#)  
**Subject:** RE: PSP update  
**Date:** Sunday, September 13, 2009 10:15:47 AM

---

Randi:

Thanks for this info. Marston and I have been trying to schedule a meeting to discuss this and other matters, so this is very helpful.  
LL

-----Original Message-----

From: Shade, Randi  
Sent: Wed 9/9/2009 10:27 PM  
To: Leffingwell, Lee  
Cc: Everhart, Amy; Nathan, Mark; Coleman, Glen; Duncan, Roger; Ott, Marc;  
[REDACTED]  
Subject: PSP update

Hi Lee

I wanted to let you know that the Pecan Street Project board of directors met again today. Amy was there and may have already given you an update.

The board took official action to formally accept the CAPCOG grant we discussed earlier. All partners (UT, EDF, Chamber and AE) will contribute some in-kind staff time but the actual matching dollars required to draw down the roughly \$300K in federal funds will come from UT, EDF, Chamber and corporate donors not the City. CAPCOG will oversee the PSP's scope of work and will be the administrative entity signing the contract with the US Dept of Commerce. The grant timeline runs from Sept (now) 2009 through 2011 -- a two-year window with the clock already ticking.

We submitted a \$10+ million Dept of Energy grant (using Mueller as a demonstration project) last month. We should receive feedback in the coming weeks and may be required to provide additional information before a decision is made in late November.

Because we need to act on the CAPCOG grant right away and because the leadership for completion of both of these grants came from Brewster (he received no pay for his work), we voted to put Brewster on contract for the coming 12 weeks specifically to be our federal grants manager. PSP will pay him \$2K per month -- plus expenses but with no benefits. The PSP board will have financial control and full authority over the work. As a reminder Roger Chairs the board, Tom Edgar of UT Engineering College is Secretary and Jose Beceiro from the Chamber is Treasurer.

The board also approved a job description for an Executive Director position. Scott Uhrig of Whiterock Partners (local search firm) has agreed to help out on the ED search on pro bono basis. The board expects to interview candidates in October. We feel sure there will be some good candidates, but we also expect Brewster to apply (he hasn't seen the job description yet but has continued to express interest). Now that we have a job description and a more clear sense of the role an ED would play and the role the City is playing in the context of the roles played by the other PSP partners, I am going to ask our Law Dept to clarify how and/or whether having Brewster in the ED job violates any city ethics laws so we can avoid the surprises we faced earlier in the summer. I will keep you updated on the legal opinion and ED search.

In other PSP news -- Jim and a couple of other PSP board members will be doing a presentation at the next Emerging Technology Subcommittee meeting. In spite of and perhaps because of the PSP ED hiccup I truly believe the PSP board is stronger and far more engaged than it may have otherwise been. We have seen huge turnouts at our recent community meetings, the work of all the various committees seems to be coming together with the expectation that the Phase 2 reports will be coming out within

the next few weeks, and clearly we are getting traction on the fundraising front. Assuming we keep the momentum going we should see even more progress in the coming months.

Again, I will keep you posted and was really glad to have Amy on board today. Let me know if you have any questions/concerns.

-Randi

**From:** [Leffingwell, Lee](#)  
**To:** ["Mike and Paulette \[redacted\]"](#)  
**Cc:** [Williams, Nancy](#); [Ott, Marc](#)  
**Subject:** RE: Council Member Lee Leffingwell - We received no response to this email  
**Date:** Friday, September 04, 2009 9:47:20 AM

---

We will check into this for you (Nancy). I am also forwarding this to the City Manager for his comment if any.

Thanks,  
LL

---

**From:** Mike and Paulette [mailto:[\[redacted\]](#)]  
**Sent:** Thursday, September 03, 2009 8:23 PM  
**To:** Leffingwell, Lee  
**Subject:** Re: Council Member Lee Leffingwell - We received no response to this email

Mayor,

I appreciate your response.

I originally looked in the phone book for a number to call, got a number and called. My call was answered and then I was transferred to another number/department where I got a message that everyone was busy and my call would be answered when someone was available.

After about twenty minutes or more of waiting, I had to leave to attend to business. I asked my wife to call again, which she did. She eventually got through to someone who told her she could send an email to Carol Raney, which she did. But, no response.

The next day I called your office and someone was kind enough to get me some help from the City Manager's office and I got an answer.

But, my complaint really is about the difficulty in dealing with the City. You can't get through to anyone, you're put on hold forever and no one responds unless you call the Mayor's office. And I have been through the process of the "One Stop" where you set and wait for some one to see you after you sign in and then have someone come and tell you you have to go to another level to see someone else. Then you sign in and sit and wait all over again.

Why can't our public servants provide service? I think they're compensated well enough and working conditions are pretty good. We pay taxes to support them.

Why is it always like dealing with Franz Kafka's "Castle" every time I deal with the City? I suggest that you, without telling anyone who you really are, try calling into the City and try the "system" to see how it works.

Mike London

P.S. Why wouldn't Ms. Raney respond to an email?

On Thu, Sep 3, 2009 at 6:53 AM, Leffingwell, Lee <[Lee.Leffingwell@ci.austin.tx.us](mailto:Lee.Leffingwell@ci.austin.tx.us)>

wrote:

Please contact the One-Stop Shop (development review) at One Texas Center for a quick answer.  
LL

-----Original Message-----

From: [REDACTED] [[mailto:\[REDACTED\]](mailto:[REDACTED])]  
Sent: Wed 9/2/2009 5:55 PM  
To: Leffingwell, Lee  
Subject: Council Member Lee Leffingwell - We received no response to this email

Date/Time Submitted: Wednesday, 9/2/09, 1755 hours  
From: Michael London  
E-mail address: [REDACTED]  
Subject: We received no response to this email  
Category: code\_enforcement  
Comments:  
Why not?

Mike London

Copy of email sent:

Mike and Paulette  
to [carol.raney@ci.austin.tx.us](mailto:carol.raney@ci.austin.tx.us)  
date Thu, Aug 27, 2009 at 9:45 AM  
subject confirmation, please  
mailed-by [gmail.com](mailto:[REDACTED]@gmail.com)

hide details Aug 27 (7 days ago)

Is a permit required to repair/replace a commercial roof damaged by hailstorm?  
Area is approx. 20,000 square ft.  
My roofer tells me that none is required.

Thank you.

Paulette London

**From:** [Leffingwell, Lee](#)  
**To:** [Cole, Sheryl](#); [Morrison, Laura](#)  
**Subject:** Comprehensive Plan Citizen TF  
**Date:** Wednesday, September 02, 2009 5:10:59 PM

---

David Butts strongly recommends that Scooter Cheatham be appointed to this group. I concur. Scooter has been very active in neighborhood affairs, and is a very smart guy. Please give it your consideration. Thanks,  
LL

**From:** [Leffingwell, Lee](#)  
**To:** [Nathan, Mark](#); [Ott, Marc](#)  
**Cc:** [Shade, Randi](#); [Everhart, Amy](#)  
**Subject:** RE: WTP4 Town Hall  
**Date:** Tuesday, September 01, 2009 4:20:53 PM

---

Just for the record, I have said from the very beginning that the City should not expend any funds on the Town Hall meeting. This includes any fee for use of facilities, and it includes overtime pay for Ch. 6 folks. If there is any cost involved in taping this event, I am opposed to the City paying for it.  
LL

-----Original Message-----

From: Nathan, Mark  
Sent: Tue 9/1/2009 3:22 PM  
To: Ott, Marc  
Cc: Leffingwell, Lee; Shade, Randi; Everhart, Amy  
Subject: WTP4 Town Hall

Hi Marc. We got your memo re: the WTP4 Town Hall. Thank you very much. Can we meet this week to discuss?

FYI, Amy from our office is meeting with all Council aides tomorrow at 11 to get their input. Also, Amy and I met, along with Randi Shade, with folks from the environmental community a few weeks ago to get their input as well.

In addition to whatever staff you choose to participate, we would like to suggest also including the following folks from the community who favor the project (perhaps as "on the bench" resources):

Clarke Heidrick / AARO President & Greater Austin Chamber Board Vice-Chair  
Andy Martinez / Greater Austin Hispanic Chamber President  
Dr. Chiquita W. Eugene / Capital City Chamber President

Also, we have firmed up the St. Ed's auditorium location, and have talked preliminarily with Keith Reeves from Channel 6 about logistics; I believe Amy and Keith are discussing a possible site visit tomorrow.

Please let us know when you have a few minutes to discuss.

Thank you Sir.

Mark Nathan  
Chief of Staff, Office of Mayor Lee Leffingwell  
Office: (512) 974-3368  




**From:** [Leffingwell, Lee](#)  
**To:** [REDACTED]; [Cole, Sheryl](#); [Riley, Chris](#); [Martinez, Mike \[Council Member\]](#); [Morrison, Laura](#); [Spelman, William](#); [Shade, Randi](#)  
**Cc:** [Nathan, Mark](#); [Williams, Nancy](#); [Everhart, Amy](#); [Curtis, Matt](#); [Jackson, Janet](#); [Williamson, Laura](#); [Leff, Lewis](#); [Ballas, Marisa](#); [Garza, Bobby](#); [Moore, Andrew](#); [REDACTED]  
**Subject:** RE: Board of Adjustment  
**Date:** Sunday, August 30, 2009 11:30:35 AM

---

Frank:

I am very sorry to lose your experience and expertise on the Board of Adjustment. You have made an invaluable contribution to this community with your service over many years, and I very much appreciate it.

However, I am sure you will continue to contribute in many other ways, such as your efforts to promote worker safety and with the Hispanic Quality of Life initiatives.

I look forward to working with you on these and many other issues.

Thank you again for your service.

Lee Leffingwell  
Mayor

-----Original Message-----

**From:** [REDACTED] [[mailto:\[REDACTED\]](mailto:[REDACTED])]  
**Sent:** Fri 8/28/2009 8:18 AM  
**To:** Cole, Sheryl; Riley, Chris; Leffingwell, Lee; Martinez, Mike [Council Member]; Morrison, Laura; Spelman, William; Shade, Randi  
**Cc:** Nathan, Mark; Williams, Nancy; Everhart, Amy; Curtis, Matt; Jackson, Janet; Williamson, Laura; Leff, Lewis; Ballas, Marisa; Garza, Bobby; Moore, Andrew; [REDACTED]  
**Subject:** Board of Adjustment

Honorable Mayor and Council Members

I wish to take this opportunity to formally announce my resignation from the City of Austin Board of Adjustment effective September 1, 2009.

I have had the honor of serving the citizens of Austin as a member of the Board of Adjustment for over eleven years. During that time I have had the opportunity to help make important, critical and often difficult decisions about the growth of our community. I have been most satisfied that I have done so while displaying the greatest amount of courtesy and respect to those applying for decisions with our Board. These experiences have afforded me with tremendous experiences and wonderful opportunity for personal growth.

While I have numerous responsibilities to various organizations in our community, none are more important than my duties as a father/parent to my children. They are now at an age that requires more of my time and attention and it is both a pleasure and an honor to continue to meet the needs of my children. God has blessed my wife and I with two beautiful girls, Gabriella and Amanda. Between whisking them away to ballet, basketball, volleyball, chess tournaments and school projects, I see them growing up so fast that I wish I could stop the hands of time and keep them from aging. But as parents we know we just cannot, so for these reasons I feel it is time to reduce the restraints on my

personal time and devote myself to the ever increasing needs for time, guidance and involvement two growing children require and deserve.

Please know that I have appreciated each and everyone of you for your unwavering and steadfast support during my tenure on the Board of Adjustment, both as a fellow member and as Chairman of the Board. I will continue to work hard to support our community while balancing those activities with my family's needs. Thank you all for this marvelous opportunity and experience. I wish you great and quick success in filling the vacancy my departure creates.

Sincerely,

Frank Fuentes

---

**From:** [Leffingwell, Lee](#)  
**To:** [REDACTED] [Riley, Chris](#); [Morrison, Laura](#)  
**Cc:** [Slusher, Daryl](#); [Shade, Randi](#); [Cole, Sheryl](#); [Spelman, William](#); [Martinez, Mike \[Council Member\]](#)  
**Subject:** RE: question on water rates  
**Date:** Friday, August 28, 2009 10:32:03 AM

---

I am very open to the idea of increasing the charge for the 5th tier.  
LL

-----Original Message-----

From: Margot Clarke [[mailto:\[REDACTED\]](mailto:[REDACTED])]  
Sent: Thu 8/27/2009 11:30 PM  
To: Riley, Chris; Morrison, Laura; Leffingwell, Lee  
Cc: Slusher, Daryl; Shade, Randi; Cole, Sheryl; Spelman, William; Martinez, Mike [Council Member]  
Subject: question on water rates

Dear Mr. Mayor and Council Members,

Recently the Citizens Water Conservation Implementation Task Force (CWCITF) had a work session with some members of the Resource Management Commission and staff from the water utility, mainly from the Conservation Dept. Staff from your offices also were able to be there for part of the multi-hour meeting. At one point near the end the subject of rate increases came up and I asked someone from the utility (I am sorry to say I cannot remember who it was, could have been Sonja but I can't be sure) whether the increases were going to be tiered so as to add extra incentive for conservation. I compared the situation to the recent rate increases at Solid Waste Services, where the Advisory Board rejected the idea of even, across-the-board (or rather, trash can) increases, opting instead to recommend (and have accepted) tiered increases such that the smallest trash container users saw no rate increase, with rate hikes being highest for the largest cans.

I was assured at our work session that the water increases were going to be structured like, yet tonight on Channel 6 I saw Colin Clark recommending that very type of thing, with the lowest level of water use not being charged more and those using the most water seeing a large increase for the upper tiers of use. I can only conclude that the rate increases proposed do not in fact work to incentivize better water conservation that (though it is possible that I was not able to make clear what I was describing), and I am very disturbed that this opportunity would be wasted and our water rates will not reflect what ought to be an ever-growing commitment to conserving this most precious resource.

The CWCITF has just been tasked by Council to research and report by the end of the year on additional conservation actions that can be implemented by our city. This is work that I am willing and even eager to commit to, but I have to say that the water utility, if it is proposing rate increases that do not reward our frugal citizens and charge water wasters dearly for their excess, is not inspiring confidence in that effort. It is very disheartening.

Please, please address this problem - I am putting aside all other issues about these increases that are controversial and simply want to know that, if the city is going to charge more for water, that we will do it in line with our efforts to conserve.

I hope I will hear from you that I am wrong, and that whatever the merits of or problems with the proposed rates, they will at least be helping the

city with its water conservation goals. Thank you for your time, and for your work for Austin.

Sincerely,  
Margot Clarke

**From:** [Leffingwell, Lee](#)  
**To:** [Shade, Randi](#); [REDACTED]  
**Cc:** [Coleman, Glen](#); [Williams, Nancy](#)  
**Subject:** RE: Planning Commission  
**Date:** Wednesday, August 26, 2009 5:09:57 PM

---

Congrats, Dave. Hope you will continue to serve for many years to come (at least 9:).  
LL

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**From:** Shade, Randi  
**Sent:** Wednesday, August 26, 2009 10:26 AM  
**To:** [REDACTED]  
**Cc:** Coleman, Glen; Leffingwell, Lee; Williams, Nancy  
**Subject:** Re: Planning Commission

Congratulations and thanks so very much for your continued service and leadership.

---

**From:** Dave Sullivan [REDACTED]  
**To:** Shade, Randi; Leffingwell, Lee  
**Sent:** Wed Aug 26 10:16:22 2009  
**Subject:** Planning Commission

Mayor and Council-member Shade

Since you have both been so kind in having nominated me for Planning Commission in the past few years, I wanted to let you know that my fellow commissioners re-elected me to be chairperson for the next year. Mandy Dealey is now our vice-chair, Jay Reddy is our Secretary, and Danette Chimenti is our Parliamentarian. Please let me know whatever we can do to help you all in your work.

regards,  
Dave Sullivan  
[REDACTED]  
office 471-7805  
home 476-7872

**From:** [Leffingwell, Lee](#)  
**To:** [Shade, Randi](#)  
**Subject:** RE: Item 42: Please reconsider proposed 2pm start time for zoning cases  
**Date:** Sunday, August 23, 2009 6:17:15 PM

---

Right - this is not an ordinance change, only a "Council rule". It can be changed at any time.  
LL

-----Original Message-----

From: Shade, Randi  
Sent: Sun 8/23/2009 6:11 PM  
To: Leffingwell, Lee  
Subject: Re: Item 42: Please reconsider proposed 2pm start time for zoning cases

Six is fine by me. Mostly I just like idea of keeping it simple and committing to evaluate again so that if not working we can easily go back...that way naysayers can't really complain -- although I know they still will:-)

----- Original Message -----

From: Leffingwell, Lee  
To: Shade, Randi  
Sent: Sun Aug 23 18:03:22 2009  
Subject: RE: Item 42: Please reconsider proposed 2pm start time for zoning cases

Seems like 3 months is a little too short - let's review in 6 months if needed.  
LL

-----Original Message-----

From: Shade, Randi  
Sent: Sun 8/23/2009 5:28 PM  
To: Williams, Nancy; Leffingwell, Lee  
Cc: Nathan, Mark; Coleman, Glen; Bier, Marti  
Subject: Fw: Item 42: Please reconsider proposed 2pm start time for zoning cases

See exchange below. Seems like a good way to go: 2 pm posting with no confusion by offering possible postponements and then agree to review after 3 months. And we don't let LM own the child care issue....

---

From: Susan Moffat [REDACTED]  
To: Shade, Randi  
Cc: Coleman, Glen  
Sent: Sun Aug 23 16:35:31 2009  
Subject: RE: Item 42: Please reconsider proposed 2pm start time for zoning cases

Hi Randi,

Thanks so much for your reply. There is certainly no perfect solution, but I appreciate your thoughts on this. I think your idea about a trial period of the 2pm start time, with a scheduled evaluation (in two months? three months?) may be the most sensible plan.

Thanks for all you do!

Best,  
Susan

At 4:13 PM -0500 8/23/09, Shade, Randi wrote:

Hi Susan

Thanks for writing. This is still a moving target, but please know we've had plenty of folks let us know how difficult the evenings are ESPECIALLY from a child care perspective. It seems that most working parents have regular childcare arrangements during work hours but not in the evenings. In other words, the issue of springing for extra babysitter money appears to be a bigger challenge at night than in the daytime especially for single parents. I have to say that as a working parent myself, I can relate -- neither time seems especially convenient and the uncertainty of timing is a huge burden. I assure you I will continue working on this issue. I am leaning towards trying the 2 pm time slot for a while. If it proves to be too problematic then I will be the first one to argue for changing it back to 4. I agree whole heartedly with your concern described in #2 below and would am thinking I will recommend we eliminate the 2-hour postponement issue all together. In other words, keep the system as is, but with the start-time at 2 instead of at 4.

Thanks for writing and sorry I am only just now writing back.

-Randi

-----

Randi Shade

Austin City Council


Council Member Place 3

(512) 974-2255 (phone)

(512) 974-1888 (fax)

<http://www.ci.austin.tx.us/council/shade.htm> <<http://www.ci.austin.tx.us/council/shade.htm>>

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From: Susan Moffat [mailto:  
Sent: Wednesday, August 19, 2009 11:08 AM  
To: Morrison, Laura; Spelman, William; Shade, Randi; Leffingwell, Lee; Martinez, Mike [Council Member]; Cole, Sheryl; Morrison, Laura  
Subject: Item 42: Please reconsider proposed 2pm start time for zoning cases

Dear Mayor Leffingwell and Members of the Austin City Council,

I am writing to express my serious concerns about an element in Item 42, the resolution directing the city manager to initiate changes to council meeting procedures.

Point #6 would move the start of zoning cases from 4pm to 2pm, but allow any case to be postponed to 4pm at the request of two Council members.

My concerns are twofold:

1. Unless you are a paid lobbyist, it is already difficult enough to take time off from work and/or arrange child care for a zoning hearing that starts at 4pm and that may require you to stay until the early hours of the next day. Moving cases to 2pm places an additional burden on citizen volunteers, requiring them to take even more time away from their paying jobs and/or forcing them to spring at least another \$20 for a babysitter (if you can find one during the school day! Elementary and middle schools in Austin do not let out until 2:45pm so if you have young children who need to be picked up or if you're relying on a middle schooler to babysit, you are completely out of luck.)

2. If cases are posted for 2pm, but then postponed to 4pm without any prior notice (which appears likely since postponement requires only the request of two Council members), citizens are still in the same boat, having already arranged time off and child care only to cool their heels at City Hall for an additional two hours. Even if the postponement were announced 72 hours in advance, it would still be a challenge to communicate this change to everyone with an interest in a given case. It may also be difficult for citizens to accommodate a postponement if they have already made arrangements to be present at 2pm.

It is already hard enough to participate in the current public hearing process as a citizen volunteer. Moving up the start time for zoning cases to 2pm will place an additional burden on anyone not already billing by the hour to attend Council meetings.

In light of the above, I respectfully request you to leave zoning cases at their present 4pm start time.

As always, many thanks for your consideration of these issues.

Best,

Susan Moffat

A solid black rectangular box used to redact the signature of Susan Moffat.



**From:** [Leffingwell, Lee](#)  
**To:** [Shade, Randi](#)  
**Subject:** RE: Item 42: Please reconsider proposed 2pm start time for zoning cases  
**Date:** Sunday, August 23, 2009 6:04:33 PM

---

Seems like 3 months is a little too short - let's review in 6 months if needed.  
LL

-----Original Message-----

From: Shade, Randi  
Sent: Sun 8/23/2009 5:28 PM  
To: Williams, Nancy; Leffingwell, Lee  
Cc: Nathan, Mark; Coleman, Glen; Bier, Marti  
Subject: Fw: Item 42: Please reconsider proposed 2pm start time for zoning cases

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Thanks for writing and sorry I am only just now writing back.

-Randi

-----

Randi Shade

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---

From: Susan Moffat [<mailto:> [REDACTED]]  
Sent: Wednesday, August 19, 2009 11:08 AM  
To: Morrison, Laura; Spelman, William; Shade, Randi; Leffingwell, Lee; Martinez, Mike [Council Member]; Cole, Sheryl; Morrison, Laura  
Subject: Item 42: Please reconsider proposed 2pm start time for zoning cases

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Best,

Susan Moffat

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**From:** [Leffingwell, Lee](#)  
**To:** [Ott, Marc](#)  
**Subject:** RE: Connect - Soundcheck / Austin Studios deal not ready for vote  
**Date:** Sunday, August 23, 2009 1:20:46 PM

---

I know. My response was primarily intended for the original requestor.  
LL

-----Original Message-----

From: Ott, Marc  
Sent: Sun 8/23/2009 12:45 PM  
To: Leffingwell, Lee  
Cc: [REDACTED]; Edwards, Sue; Gonzales, Rodney  
Subject: Re: Connect - Soundcheck / Austin Studios deal not ready for vote

My intent was to only express that I understand the concerns, not that I agree with them. As you said, council can decide to postpone.

Marc

Sent from my iPhone

On Aug 22, 2009, at 8:30 PM, "Leffingwell, Lee" <Lee.Leffingwell@ci.austin.tx.us> wrote:

I respectfully disagree with the notion that the item is not ready for consideration. It has been the subject of a public meeting with discussion held by the AFS recently, and most Council members (including myself) have toured the AFS facilities in the recent past.

Speaking only for myself, I am ready to hear discussion on the item and move forward to a decision. Of course any Council member has the privilege of moving to postpone it, but that could be done only with the consent of the Council as a whole.

LL

-----Original Message-----

From: Ott, Marc  
Sent: Fri 8/21/2009 10:16 PM  
To: <[mailto:\[REDACTED\]](mailto:[REDACTED])> [REDACTED]  
Cc: Leffingwell, Lee; Edwards, Sue; Gonzales, Rodney  
Subject: Re: Connect - Soundcheck / Austin Studios deal not ready for vote

It was my pleasure to meet with you and John.

I certainly understand your concerns. Unfortunately, the item is already on the agenda, however, a member of council can have it removed from the agenda on Thursday.

I will copy the Mayor so he is aware of your concerns.

Marc

Sent from my iPhone

On Aug 21, 2009, at 9:06 AM, "[REDACTED]" [REDACTED]

wrote:

>  
> Date/Time Submitted: Friday, 8/21/09, 0906 hours  
> From: Paul Alvarado-Dykstra  
> E-mail address: <<mailto:>>  
> Subject: Soundcheck / Austin Studios deal not ready for vote  
> Comments:  
> Dear Mark:  
>  
> Thank you again so very much for taking the time to meet with  
> myself, Music Lab owner Danny Cabela, and Oscar-nominated sound  
> mixer John Pritchett last Friday. We greatly appreciate it.  
>  
> To follow up, we would like to ask that you refrain from putting  
> Austin Film Society's proposed Austin Film Studios sub-lease to  
> Soundcheck on Council's agenda for next week until there has been  
> appropriate process and oversight. In particular, we would request  
> that this matter be reviewed by the Robert Mueller Municipal Airport  
> Plan Implementation Advisory Commission, the 2006 Bond Election  
> Oversight Committee, and the Austin Music Commission. And given the  
> City does not have a Film Commission, we would ask that the Austin  
> Film Office and perhaps the Texas Film Commission be consulted to  
> weigh in with regard to a film industry impact analysis.  
>  
> Until this happens, I would assert that there is simply no way  
> Council can make an informed decision about the deal Austin Film  
> Society is proposing. Meanwhile, there's no sufficiently compelling  
> imperative to rush a vote on this, especially when such fundamental  
> questions of fairness and precedent are issue, in addition to the  
> harm it may do to our film industry, music industry, a host of local  
> businesses, and taxpayers.  
>  
> Please allow for appropriate process and oversight. Please do not  
> put Soundcheck on Council's agenda today.  
>  
> Thank you for your consideration,  
>  
> Paul  
>  
>  
> --  
> Paul Alvarado-Dykstra  
> <<mailto:>>  
> desk . 512.385.9697  
>  
>

**From:** [Leffingwell, Lee](#)  
**To:** [Robert Broadway](#)  
**Cc:** [Martinez, Mike \[Council Member\]](#); [Nathan, Mark](#); [Ott, Marc](#); [Williamson, Tammie](#); [Pace, Marvin](#); [Williams, Nancy](#)  
**Subject:** RE: Empowering Residential Wireman Licensees to provide on-site supervision  
**Date:** Sunday, August 23, 2009 6:16:56 AM

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The is certainly something that could be analyzed by our Electric Board, which is made of people who are in the business and who advise the Council on these things. I will request that. (Nancy please follow up.)

Thanks,  
LL

-----Original Message-----

From: Robert Broadway [[mailto:](#) ]  
Sent: Sat 8/22/2009 9:26 PM  
To: Leffingwell, Lee  
Cc: Martinez, Mike [Council Member]; Nathan, Mark; Ott, Marc; Williamson, Tammie; Pace, Marvin  
Subject: Empowering Residential Wireman Licensees to provide on-site supervision

Mayor Lee Leffingwell  
City of Austin

Mr. Mayor,

I am Robert Broadway. I have a Residential Wireman Electricians license through the Texas Department of Licensing & Regulation (TDLR) - License No. - 203067. The Residential Wireman license provides authority for me to:

1. perform electrical installations in single-family and multifamily dwellings not exceeding four stories, and;
2. provide on-site supervision including review and inspection of electrical apprentices' work to ensure compliance with any applicable codes or standards at those sites.

My Problem?

Even though the State of Texas empowers Residential Wireman licensees for on site supervision on electrical installations in single-family and multifamily dwellings not exceeding four stories (see TAC quote below). The City of Austin (CoA) does not (see CoA Ordinance quote below).

Why?

The CoA Ordinance has not been updated to reflect the State statutes and rules. The CoA Ordinance still requires "at least one licensed journeyman or master electrician on each site."

How does this affect Residential Wiremen?

Because CoA requires one to be a licensed journeyman or master electrician to provide on site supervision, the CoA effectively penalizes anyone wanting to increase their industry knowledge and professional standing through the State licensing process - especially as relates to the Residential Wireman License.

What is a plausible solution?

For someone in CoA government to sponsor or request either a revision or an exception to CoA

Ordinance 20090305-047, paragraph 80.40 that legally empowers:

"Residential Wireman Licensees to provide on-site supervision of electrical apprentices' work at electrical installations in single-family and multifamily dwellings not exceeding four stories."

Where to next?

Mr. Mayor, I would greatly appreciate your assistance. If I have requested assistance outside your purview, please let me know what steps I should take next?

Sincerely,

Mac Broadway  
Residential Wireman  
Texas Lic. No. - 203067  
512-947-8222

---

Texas Administrative Code

In the TAC, RULE §73.10, Definitions, numbers 11 & 15 say:

" (11) Electrical Apprentice -- An individual, licensed as an apprentice who works under the on-site supervision of a master electrician, a journeyman electrician, or a residential wireman, on behalf of an electrical contractor, or employing governmental entity performing "Electrical Work" as defined by TX Gov Code, §1305.002(11)."

" (15) Residential Wireman -- An individual, licensed as a residential wireman, who works under the general supervision of a master electrician, on behalf of an electrical contractor, or employing governmental entity, while performing electrical work that is limited to electrical installations in single family and multifamily dwellings not exceeding four stories, as defined by Texas, §1305.002(13)."

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City of Austin Ordinance 20090305-047

"80.40 Supervision. There shall be at least one licensed journeyman or master electrician on each site requiring an electrical permit. The ratio of master electricians or journeyman electricians to apprentice electricians shall not exceed one master electrician or journeyman electrician to five apprentice electricians. An inspection request shall not be forwarded to the building official unless the permit holder or the designated supervisor has reviewed the work. A signed checklist shall be provided by the contractor for each inspection process and affixed to the structure in a conspicuous location."

---

**From:** [Leffingwell, Lee](#)  
**To:** [Ott, Marc](#); [REDACTED]  
**Cc:** [Edwards, Sue](#); [Gonzales, Rodney](#)  
**Subject:** RE: Connect - Soundcheck / Austin Studios deal not ready for vote  
**Date:** Saturday, August 22, 2009 8:30:52 PM

---

I respectfully disagree with the notion that the item is not ready for consideration. It has been the subject of a public meeting with discussion held by the AFS recently, and most Council members (including myself) have toured the AFS facilities in the recent past.

Speaking only for myself, I am ready to hear discussion on the item and move forward to a decision. Of course any Council member has the privilege of moving to postpone it, but that could be done only with the consent of the Council as a whole.

LL

-----Original Message-----

From: Ott, Marc  
Sent: Fri 8/21/2009 10:16 PM  
To: [REDACTED]  
Cc: Leffingwell, Lee; Edwards, Sue; Gonzales, Rodney  
Subject: Re: Connect - Soundcheck / Austin Studios deal not ready for vote

It was my pleasure to meet with you and John.

I certainly understand your concerns. Unfortunately, the item is already on the agenda, however, a member of council can have it removed from the agenda on Thursday.

I will copy the Mayor so he is aware of your concerns.

Marc

Sent from my iPhone

On Aug 21, 2009, at 9:06 AM, [REDACTED] <[REDACTED]> wrote:

>  
> Date/Time Submitted: Friday, 8/21/09, 0906 hours  
> From: Paul Alvarado-Dykstra  
> E-mail address: [REDACTED]  
> Subject: Soundcheck / Austin Studios deal not ready for vote  
> Comments:  
> Dear Mark:  
>  
> Thank you again so very much for taking the time to meet with  
> myself, Music Lab owner Danny Cabela, and Oscar-nominated sound  
> mixer John Pritchett last Friday. We greatly appreciate it.  
>  
> To follow up, we would like to ask that you refrain from putting  
> Austin Film Society's proposed Austin Film Studios sub-lease to  
> Soundcheck on Council's agenda for next week until there has been  
> appropriate process and oversight. In particular, we would request  
> that this matter be reviewed by the Robert Mueller Municipal Airport  
> Plan Implementation Advisory Commission, the 2006 Bond Election  
> Oversight Committee, and the Austin Music Commission. And given the



> City does not have a Film Commission, we would ask that the Austin  
> Film Office and perhaps the Texas Film Commission be consulted to  
> weigh in with regard to a film industry impact analysis.

>

> Until this happens, I would assert that there is simply no way  
> Council can make an informed decision about the deal Austin Film  
> Society is proposing. Meanwhile, there's no sufficiently compelling  
> imperative to rush a vote on this, especially when such fundamental  
> questions of fairness and precedent are issue, in addition to the  
> harm it may do to our film industry, music industry, a host of local  
> businesses, and taxpayers.

>

> Please allow for appropriate process and oversight. Please do not  
> put Soundcheck on Council's agenda today.

>

> Thank you for your consideration,

>

> Paul

>

>

> --

> Paul Alvarado-Dykstra

>

█ desk . 512.385.9697

>

█

**From:** [Leffingwell, Lee](#)  
**To:** "Paul Robb"  
**Cc:** [Martinez, Mike \[Council Member\]](#)  
**Subject:** RE: Limiting Citizens Communications  
**Date:** Tuesday, August 18, 2009 9:09:26 AM

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Paul:

Unfortunately some reporters never let the truth hurt a good story. First, the proposed limitation is one every 4 MEETINGS, not once every 4 months. There is no limitation to speak on agenda items either.

Second, I believe this proposal will open up communications with more citizens. I have had numerous complaints from folks who have tried to sign up, but couldn't because the slots were filled 1 minute after the sign up time started.

Third, although it is clearly (in law) not required to vote on revenue bonds, we do that in certain circumstances. In the case of Plant 4, citizens approved both the action and the funds (now estimated as about \$550 in bond authority.) I have also voted to require a citizen vote before participating in nuclear or coal power. I would note that I did not hear you call assertively for a referendum on solar or wind power CIPS. Could it be that you only want this done for projects you don't approve?

LL

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**From:** Paul Robbins [mailto: ]  
**Sent:** Monday, August 17, 2009 11:25 PM  
**To:** Paul Robbins  
**Subject:** Limiting Citizens Communications

Councilmembers,

I am asking you to rethink the proposed plans to limit speakers to once every 4 months on Citizens Communications.

The stated reason this is being done is to give other people who are do not ordinarily take advantage of this time the chance to speak. But it can have to opposite effect, and also hinder the exchange of ideas and information.

Several times after Citizen Communications speeches I have given, bureaucrats (as opposed to public servants) have claimed what I have said was not true. Under your proposal, I would not have a chance to rebut them for as long as a several months.

In other cases, bureaucrats (as opposed to public servants) will engage a complainant after their speech at Citizens Communication and tell the Council they have the problem under control. But in fact, the problem will not be solved, and the complainant will not be able to come back for as long as several months.

Moreover, I cannot help but feel that this is yet another step to reduce citizen participation in government, intended or not. Perhaps if you feel there is a backlog, you should expand the time allotted for this purpose.

One by one, our former rights as citizens are being diluted or destroyed. The Charter provision allowing voters to approve revenue bonds is ignored, even though

the citizens never relinquished it. The electric utility restricts vast amounts of data that was formerly public because it is "competitive." City Hall use has been restricted because of narrow-minded City staff.

And now we can't even get 3 minutes to talk to elected officials?

Please rethink this.

Sincerely,

Paul Robbins  
447-8712

**From:** [Leffingwell, Lee](#)  
**To:** [Martinez, Mike \[Council Member\]](#); [Cole, Sheryl](#); [Shade, Randi](#); [Morrison, Laura](#); [Riley, Chris](#); [Spelman, William](#)  
**Cc:** [Ott, Marc](#); [Williams, Nancy](#)  
**Subject:** Photo 8/20  
**Date:** Monday, August 17, 2009 9:11:05 AM

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I just noticed this photo session on my calendar, and unfortunately, I can't make it at 0845. I will try my best to make 0900, and promise 0915. Sorry for any inconvenience, but wanted to let everyone know in advance.

LL

**From:** [Leffingwell, Lee](#)  
**To:** [Shade, Randi](#)  
**Subject:** RE: important PSP updates  
**Date:** Saturday, August 15, 2009 4:29:04 PM

---

Thanks. K Gregor requested a meeting with me next week, and I'm sure this is what she wants to talk about. So I'm glad to have the real info. I agree with you on all points.

Look forward to our meeting next week.  
LL

-----Original Message-----

From: Shade, Randi  
Sent: Sat 8/15/2009 8:32 AM  
To: Leffingwell, Lee  
Subject: Re: important PSP updates

Brewster is volunteering his time right now. The City is not putting in any money, and the PSP Board decided not to hire an Executive Director at this time. PSP is not a City-deal -- it belongs to the community and has been driven and run by a loose partnership that includes the City. I told the other board members at our Monday meeting that for too long the City has been carrying PSP and that's the biggest reason why the revolving door policy was such a critical issue in ED selection. Roger said the same thing. PSP is now an independent Texas Nonprofit Corporation and it needs to act like it.

I told Laura about the PSP board meetings this past week and planned to update you at our weekly meeting. Given the continued media coverage, I should have made a point to update you, too. Sorry for not doing so.

The PSP Board met this past week and clearly wants to keep Brewster involved --- it is in our best interest to do so, but the members unanimously concluded that PSP could not hire Brewster as the ED at this time. We started raising non-City money (with success beyond the CAPCOG grant --- from UT Engineering and EDF, too; there is also a proposal to Chamber in the works), and we told Brewster that, while we hoped he'd stay involved and while we weren't hiring anyone else at the moment, the Board wasn't going to hire him as ED. He didn't take the news well on Monday, but by Wednesday he seemed to have calmed down and understood the reality of the situation. Everyone's focus since then (but for the media) has been about the DOE stimulus grant which will include Mueller as a demonstration project -- huge opportunity.

I have explained to anyone who asks that this isn't about dirty politics or about Brewster being "toxic" at City Hall. It is about a newly formed entity, with a big and important mission and a whole lot of community support, moving to the next phase --- going from being an idea to actual implementation. It is about more than Brewster even though he has been a big part of it getting off the ground. In summary, I expect Brewster will stay involved in some capacity, I expect the Board to operate following the spirit and letter of the law, and I expect the City's role to be partner not driver nor funder. The PSP Board has the authority to raise money, establish a budget, and hire folks. Having only been in existence for a week and given the unexpected glitch in ED-hire, I would say it was a stellar week for PSP.

My approach with PSP has been to keep things moving, and to the extent possible, to take it out of city politics. The Brewster issue has actually turned out to be a good thing in terms of getting the other players to step up and get PSP more focused. How Brewster behaves in light of the circumstances and how we on City Council behave will send a strong signal to the others involved, but I am more convinced than ever that PSP is and must be bigger than a Brewster/City Hall project.

Let me know if you want to discuss further over the weekend any other time before our weekly mtg.

-Randi

----- Original Message -----

From: Leffingwell, Lee

To: Shade, Randi

Sent: Sat Aug 15 07:05:01 2009

Subject: RE: important PSP updates

This is good news. But does it mean that BM is back to PSP? Thought that was settled at the meeting when COA's participation was approved.

The Chronicle story also quoted Marston as saying they could work around the restrictions and keep him as ED. Sounds like a complete reversal if true.

LL

-----Original Message-----

From: Shade, Randi

Sent: Fri 8/14/2009 5:09 PM

To: [REDACTED]

Cc: Morrison, Laura; Riley, Chris; Leffingwell, Lee; Nathan, Mark; Ott, Marc

Subject: Fw: important PSP updates

Brian -- sorry to have missed you earlier, but speaking of the CAPCOG grant for PSP ..... This is fantastic news.

-Randi

----- Original Message -----

From: Brewster McCracken [REDACTED] >

To: Isaac Barchas [REDACTED] >; Jose Beceiro [REDACTED] >; Duncan, Roger; Tom Edgar [REDACTED]; Jim Marston [REDACTED]; Shade, Randi;

Colin Rowan [REDACTED]; Coleman, Glen

Sent: Fri Aug 14 16:52:20 2009

Subject: important PSP updates

The Pecan Street Project received some positive news in the last few hours.

First, Senator Cornyn's office informed CAPCOG that the Department of Commerce EDA grant has been approved. The total grant award is \$442,854 - \$300,000 of that amount will go to PSP.

Second, the following have all agreed to serve on a technical review and advisory committee for the Mueller Demonstration Project: Bluebonnet, ERCOT, Pedernales Electric Coop and San Antonio CPS.

I won't bombard you, but these are significant positive developments that I wanted to make sure you knew about.

Brewster

**From:** [Leffingwell, Lee](#)  
**To:** [Shade, Randi](#)  
**Subject:** RE: important PSP updates  
**Date:** Saturday, August 15, 2009 7:07:21 AM

---

This is good news. But does it mean that BM is back to PSP? Thought that was settled at the meeting when COA's participation was approved.

The Chronicle story also quoted Marston as saying they could work around the restrictions and keep him as ED. Sounds like a complete reversal if true.

LL

-----Original Message-----

From: Shade, Randi  
Sent: Fri 8/14/2009 5:09 PM  
To: [REDACTED]  
Cc: Morrison, Laura; Riley, Chris; Leffingwell, Lee; Nathan, Mark; Ott, Marc  
Subject: Fw: important PSP updates

Brian -- sorry to have missed you earlier, but speaking of the CAPCOG grant for PSP ..... This is fantastic news.

-Randi

----- Original Message -----

From: Brewster McCracken [REDACTED] >  
To: Isaac Barchas [REDACTED]; Jose Beceiro [REDACTED] Duncan,  
Roger; Tom Edgar [REDACTED] >; Jim Marston [REDACTED]; Shade, Randi;  
Colin Rowan [REDACTED]; Coleman, Glen  
Sent: Fri Aug 14 16:52:20 2009  
Subject: important PSP updates

The Pecan Street Project received some positive news in the last few hours.

First, Senator Cornyn's office informed CAPCOG that the Department of Commerce EDA grant has been approved. The total grant award is \$442,854 - \$300,000 of that amount will go to PSP.

Second, the following have all agreed to serve on a technical review and advisory committee for the Mueller Demonstration Project: Bluebonnet, ERCOT, Pedernales Electric Coop and San Antonio CPS.

I won't bombard you, but these are significant positive developments that I wanted to make sure you knew about.

Brewster

**From:** [Leffingwell, Lee](#)  
**To:** [Lofye, Andrea](#); [Blood, Fred](#); [Martinez, Mike \[Council Member\]](#); [McKown, OB](#)  
**Cc:** [Moore, Andrew](#); [Riley, Chris](#); [REDACTED]; [mike.manor@co.travis.tx.us](mailto:mike.manor@co.travis.tx.us); [margaret.gomez@co.travis.tx.us](mailto:margaret.gomez@co.travis.tx.us); [Edith Moreida](#); [John Trevino](#) (E-mail); [John Cowman](#); [Estrada, Gina](#); [Bui, Tina](#); [Gilliam, Fred](#); [Allen, Doug](#); [Matt Curtis](#); [Mendoza, Dianne](#); [LeJeune, Bill](#); [Timmins, Kevin](#); [Spelman, William](#); [Nathan, Mark](#)  
**Subject:** RE: Cap Metro Arborist-less practices  
**Date:** Thursday, August 13, 2009 6:42:29 PM

---

Thanks for the invitation. I will attempt to have one of my staff present for this. Please let my office know where to meet.

LL

-----Original Message-----

From: Lofye, Andrea [[mailto:\[REDACTED\]](mailto:[REDACTED])]  
Sent: Thu 8/13/2009 4:24 PM  
To: Leffingwell, Lee; Blood, Fred; Martinez, Mike [Council Member]; McKown, OB  
Cc: Moore, Andrew; Riley, Chris; [REDACTED]; [mike.manor@co.travis.tx.us](mailto:mike.manor@co.travis.tx.us); [margaret.gomez@co.travis.tx.us](mailto:margaret.gomez@co.travis.tx.us); Edith Moreida; John Trevino (E-mail); John Cowman; [REDACTED]; Estrada, Gina; Bui, Tina; Gilliam, Fred; Allen, Doug; Matt Curtis; Mendoza, Dianne; LeJeune, Bill; Timmins, Kevin; Spelman, William; Nathan, Mark  
Subject: RE: Cap Metro Arborist-less practices

Mayor Leffingwell,

Capital Metro rail staff will be inspecting these areas tomorrow with OB McKown of the City's Watershed Protection and Development Review Department at 9:30am. Our rail operating contractor, Veolia, and their subcontractor, Unity Tree Service, will accompany them for this inspection.

We would be pleased to have you or a member of your staff attend this inspection.

Thank you,

Andrea Lofye

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From: Leffingwell, Lee [<mailto:Lee.Leffingwell@ci.austin.tx.us>]  
Sent: Friday, August 07, 2009 6:05 PM  
To: Lofye, Andrea; Blood, Fred; Martinez, Mike [Council Member]  
Cc: Moore, Andrew; Riley, Chris; [REDACTED]; [mike.manor@co.travis.tx.us](mailto:mike.manor@co.travis.tx.us); [margaret.gomez@co.travis.tx.us](mailto:margaret.gomez@co.travis.tx.us); Edith Moreida; John Trevino (E-mail); John Cowman; [REDACTED]; Estrada, Gina; Bui, Tina; Gilliam, Fred; Allen, Doug; Matt Curtis; Mendoza, Dianne; LeJeune, Bill; Timmins, Kevin; Spelman, William  
Subject: RE: Cap Metro Arborist-less practices

We have previously seen instances in the City where oversight of tree trimming contractors has not been adequate, and I think that Mr. Blood's allegations call for a comprehensive investigation by the Cap Metro Board. I am especially concerned about the precautions taken by the contractor to prevent spread of Oak Wilt during a time when many do not recommend trimming at all. It would seem that special care to avoid this type of problem should have been taken.



I look forward to an analysis and detailed report on the merits of these allegations.

Lee Leffingwell

-----Original Message-----

From: Lofye, Andrea [<mailto:> ]

Sent: Fri 8/7/2009 1:35 PM

To: Blood, Fred; Martinez, Mike [Council Member]

Cc: Moore, Andrew; Riley, Chris; ; mike.manor@co.travis.tx.us; margaret.gomez@co.travis.tx.us; Edith Moreida; John Trevino (E-mail); John Cowman; ; Leffingwell, Lee; Estrada, Gina; Bui, Tina; Gilliam, Fred; Allen, Doug; Matt Curtis; Mendoza, Dianne; LeJeune, Bill; Timmins, Kevin; Spelman, William  
Subject: RE: Cap Metro Arborist-less practices

Mayor Pro Tem, Mr. Blood,

I apologize for the way in which we have recently handled our tree-trimming and brush-clearing work within our rail right-of-way (ROW). Though we must trim or remove some amount of vegetation in our ROW to keep the rail line clear for safety purposes, it is our intention to protect any trees or vegetation that must be cleared as best as we can and to provide our neighbors notification in a timely manner. To this end, Capital Metro does have processes in place that, when possible, include consultation with the City's environmental protection staff in advance, and notice to affected neighbors.

As you know, our new passenger rail operation has triggered stricter federal standards than were in place in the past and the Federal Railroad Administration (FRA) requires that we maintain our railroad ROW so that our train operators will have a clear line of sight. In order to comply with these requirements, we do have a regular landscaping contractor who performs this work for us and we instruct them only to remove what is absolutely necessary within our rail ROW.

While the federal line clearance requirements supersede local regulations, our instruction to our contractor is that any time they need to clear any brush or trim any trees in the rail ROW, they are to contact the City of Austin in order to notify them and seek advice and recommendations on how we can best comply with the intent of the City's tree protection ordinances. (Notwithstanding recent events, our normal point of contact is Mr. OB McKown in the Watershed Protection and Development Review Department.) Additionally, we are working with the contractor to establish a ROW maintenance plan, and, on a weekly basis, the contractor will be providing an update to our Rail Operations staff about their work along the rail line.

In terms of notification, we also have a process in place and all involved staff and contractors have been reminded of that. When brush or trees are to be trimmed or cleared in the ROW, our contractor is to notify our Community Involvement Team, who then notifies affected property owners on an individual basis.

However, it is important to note that the FRA has the ability to instruct us to clear the line immediately. In these circumstances, our normal tree protection and notification processes may not be possible.

Again I apologize for how the tree-trimming and brush-clearing was handled recently. However, the reminder to all involved staff and contractors about the processes we already have in place, the ROW

maintenance plan, and the weekly updates should prevent this from happening again in the future.

Please let me know if you would like any additional information.

Sincerely,

Andrea Lofye

Capital Metro

369-6029

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From: Martinez, Mike [Council Member]  
Sent: Tuesday, August 04, 2009 11:01 AM  
To: Blood, Fred; Leffingwell, Lee; boardofdirectors@capmetro.org  
Cc: ethicsadmin@capmetro.org; Curtis, Matt; Riley, Chris; Spelman, William; Embesi, Michael;  
[REDACTED] Moore, Andrew; Estrada, Gina  
Subject: RE: Cap Metro Arborist-less practices

Fred,

Thanks for the email. We will follow up ASAP.

Mike

---

From: Blood, Fred [<mailto:Fred.Blood@austinenergy.com>]  
Sent: Tuesday, August 04, 2009 10:58 AM  
To: Leffingwell, Lee; Martinez, Mike [Council Member]; boardofdirectors@capmetro.org  
Cc: ethicsadmin@capmetro.org; Curtis, Matt; Riley, Chris; Spelman, William; Embesi, Michael;  
[REDACTED]  
Subject: Cap Metro Arborist-less practices

Capitol Metro is a public tax-supported entity with a member of Austin's City Council on the Board of Directors.

Therefore, I find it very disturbing that the agency has chosen to clear ROW in the most destructive way possible, in direct violation of City Ordinances. The following are my observations of the 'pruning' activities adjacent to my property:

- \* It shatters tree limbs, rather than cuts them cleanly.
- \* It does not spray the wounds it creates.
- \* It has the ability to spread oak wilt and other diseases directly

- \* It was done when all the trees are under severe drought stress, increasing the possibility of permanent, if not fatal, damage, directly and/or indirectly.
- \* It was done without consultation with the property owners it violated

Austin Energy has (finally) resolved all of these issues, and it keeps many times the Cap Metro ROW length limb free.

In a time when we are expending large amounts resources trying to protect and replace our urban forest, for:

- \* air quality,
- \* urban run off
- \* urban heat island,
- \* aesthetics, and
- \* carbon sequestering

I find it very disturbing that this practice is allowed to continue, much less condoned by the Board.

Environmental Care and ProtectionAustin Energy

721 Barton Springs Rd., ste 231-B

512-482-5340

fred.blood@austinenergy.com

Happiness lies in the joy of achievement and the thrill of creative effort.

-Franklin D Roosevelt

**From:** [Leffingwell, Lee](#)  
**To:** [Bui, Tina](#); [Riley, Chris](#); [Martinez, Mike \[Council Member\]](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#); [Ballas, Marisa](#); [Leff, Lewis](#); [Williamson, Laura](#); [Moore, Andrew](#); [Garza, Bobby](#); [Nathan, Mark](#); [Curtis, Matt](#); [amyy.everhart@ci.austin.tx.us](mailto:amyy.everhart@ci.austin.tx.us); [Jackson, Janet](#); [Bier, Marti](#); [Coleman, Glen](#); [Diaz, Elaine](#); [Rush, Barbara](#); [Levinski, Robert](#); [Corpus, Grace](#); [Gerbracht, Heidi](#); [English, Barksdale](#); [Estrada, Deena](#); [Wilson, Beverly \(Council Place 6\)](#); [McDonald, Stephanie](#); [Long, Tara](#)  
**Cc:** [Lofye, Andrea](#); [GarciaCrews, Terry](#)  
**Subject:** RE: StarTran Announces Reduction in Workforce  
**Date:** Wednesday, August 12, 2009 6:52:13 AM

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This is very disappointing, and can't be helpful in trying to resolve Cap Metro's longstanding labor problems.

I personally will find it very difficult to support an organization that employs questionable labor practices.

Lee Leffingwell  
Mayor

-----Original Message-----

From: Bui, Tina [<mailto:Tina.Bui@capmetro.org>]

Sent: Mon 8/10/2009 4:50 PM

To: Leffingwell, Lee; Riley, Chris; Martinez, Mike [Council Member]; Shade, Randi; Morrison, Laura; Spelman, William; Cole, Sheryl; Ballas, Marisa; Leff, Lewis; Williamson, Laura; Moore, Andrew; Garza, Bobby; Nathan, Mark; Curtis, Matt; [amyy.everhart@ci.austin.tx.us](mailto:amyy.everhart@ci.austin.tx.us); Jackson, Janet; Bier, Marti; Coleman, Glen; Diaz, Elaine; Rush, Barbara; Levinski, Robert; Corpus, Grace; Gerbracht, Heidi; English, Barksdale; Estrada, Deena; Wilson, Beverly (Council Place 6); McDonald, Stephanie; Long, Tara

Cc: Lofye, Andrea; GarciaCrews, Terry

Subject: StarTran Announces Reduction in Workforce

If you would like additional information, please contact Terry Garcia Crews or myself. Our contact information is below.

Tina Bui

512.369.6554, office

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For Immediate Release

Contacts: Terry Garcia Crews

StarTran, Inc. General Manager

(512) 369-7743

StarTran Announces Reduction in Workforce

## All 13 Affected Employees Have the Opportunity to Remain with Company in New Role

Austin, Texas, August 10, 2009 -- Today StarTran, Inc., a nonprofit service provider for Capital Metro, announced the layoff of eleven full-time and two part-time fixed route bus operators due to a decline in service levels and routes. Fortunately, StarTran has new positions available for all affected employees in its MetroAccess department which provides service for passengers with disabilities. Employees that meet the requirements for MetroAccess will be eligible to start work almost immediately, retain their seniority status and be eligible for rehire in fixed route.

"Transit authorities across the country are having to make very difficult decisions due to the current economic climate," said StarTran General Manager Terry Garcia Crews. "StarTran has worked diligently to try to avoid this situation, and we are extremely grateful that we have found an opportunity for the employees to work in a new position."

In addition, StarTran has been working with Capital Metro's other service providers to find other opportunities for employees to remain in the Capital Metro family. Both First Transit and Veolia are accepting applications and offering meetings with former StarTran operators.

Today's reduction comes after thorough efforts by StarTran to make the most efficient use of its resources. Through an early retirement program and hiring freeze, StarTran was able to eliminate 21 administrative (non-union) positions earlier this year. In addition, a wage freeze is in place for administrative workers.

For union employees, the labor contract between StarTran and the Amalgamated Transit Union Local 1091 (ATU 1091) calls for a 1.5% wage increase every six months. Earlier this year, StarTran proposed a wage freeze in an effort to preserve jobs. ATU 1091 declined this offer.

When StarTran determined a reduction in the fixed route workforce was necessary, another offer was made to ATU 1091 to allow extra employees to avoid a layoff and transfer seamlessly to MetroAccess while preserving their right to be rehired in fixed route. However, ATU 1091 also declined this offer.

"It's disappointing that the Union was not willing to allow employees to consider this transfer and lessen the impact on the affected employees and their families," Garcia Crews said. "Everyone should be committed to working together to do what's best for our employees in these difficult economic times."

StarTran is dedicated to providing the best possible service to Capital Metro and its customers and will continue to monitor its workforce levels closely.

#### About StarTran, Inc.

StarTran, Inc. is a nonprofit corporation under contract to Capital Metro for the provision of operations personnel including bus and paratransit operators, drivers and mechanics. State law prohibits a political subdivision of the state, such as Capital Metro, from entering into a collective bargaining contract with a union. However, the Federal Transit Act requires recipients of federal transit assistance to protect collective bargaining rights. As a result of this conflict between state and federal laws, Capital Metro contracts with StarTran.

# # #

**From:** [Leffingwell, Lee](#)  
**To:** [Shade, Randi](#); [Spelman, William](#)  
**Subject:** FW: Appointee to Animal Advisory Commission  
**Date:** Wednesday, August 12, 2009 6:46:30 AM

---

-----Original Message-----

From: daniel llanes [[mailto:](#) [REDACTED]]  
Sent: Mon 8/10/2009 3:16 PM  
To: Leffingwell, Lee  
Cc: Susana Almanza; Lorri Michel; Ryan Clinton; Bill Aleshire  
Subject: Fwd: Appointee to Animal Advisory Commission

Dear Mayor,

will you please forward these emails to Council members Shade and Spellman for me. I and others have gotten "bounce backs" saying that they are undeliverable.

thank you,

Daniel Llanes  
431-9665

.....

Begin forwarded message:

From: daniel llanes <[REDACTED]>  
Date: Mon Aug 10, 2009 2:40:12 PM US/Central  
To: sheryl.cole@ci.austin.tx.us  
Cc: mike.martinez@ci.austin.tx.us, lee.leffingwell@ci.austin.tx.us, Laura.Morrison@ci.austin.tx.us, randy.shade@ci.austin.tx.us, william.spelman@ci.austin.tx.us, chris.riley@ci.austin.tx.us, Lorri Michel [REDACTED], Ryan Clinton [REDACTED], Bill Aleshire [REDACTED], Susana Almanza [REDACTED], Carmen Llanes [REDACTED], Austin Neighborhoods Council [REDACTED], Marc Ott <[marc.ott@ci.austin.tx.us](mailto:marc.ott@ci.austin.tx.us)>  
Subject: Appointee to Animal Advisory Commission

Council Member Cole,

I called your office this morning and spoke to your assistant Tara, and asked that she let you know that I am more than just disappointed and upset. I consider unacceptable, your appointment of Babette Ellis to the Animal Advisory Commission. While on the AAC, as Lee Leffingwell's appointee, Ms. Ellis engaged in deceptive and unethical behavior by sending the attached email to then Council Member Dunkerley in which she wrote:

"I suggest as soon as possible, 2 council members cement the site. Please offer this on the agenda, or somewhere were the lobby can't begin to complicate the project. Thus far, the community there has not been "awakened" to any issues, and we hope to continue a good relationship. Any help would be appreciated." [emphasis added]

Ms. Ellis has shown herself to be unscrupulous and dishonest and does not deserve to be on any public body. I don't understand how you could appoint someone to a public commission who has such disregard for the public process and the affected citizens.

The animal shelter issue last year was very difficult for us and this proposed appointment is a step backwards in light of the conflict we endured last year.. Since then, we have endeavored to work with

HHSD to improve and plan for health services, housing and park amenities with City Staff. We need honest, caring people in the process, and we need to raise the bar expectation for honesty and ethical conduct from all who participate.

As for the others of you on Council, it is my understanding that commission appointees are approved by you all collectively. If this has not happened, I ask you to reject Ms. Ellis' appointment. If it has happened, please rescind it.

I am interested to hear your response.

Thank you,

Daniel Llanes  
431-9665



**From:** [Leffingwell, Lee](#)  
**To:** [Lofye, Andrea](#); [Blood, Fred](#); [Martinez, Mike \[Council Member\]](#)  
**Cc:** [Moore, Andrew](#); [Riley, Chris](#); [REDACTED]; [mike.manor@co.travis.tx.us](mailto:mike.manor@co.travis.tx.us); [margaret.gomez@co.travis.tx.us](mailto:margaret.gomez@co.travis.tx.us); [Edith Moreida](#); [John Trevin](#) (E-mail); [John Cowman](#); [Estrada, Gina](#); [Bui, Tina](#); [Gilliam, Fred](#); [Allen, Doug](#); [Matt Curtis](#); [Mendoza, Dianne](#); [LeJeune, Bill](#); [Timmins, Kevin](#); [Spelman, William](#)  
**Subject:** RE: Cap Metro Arborist-less practices  
**Date:** Friday, August 07, 2009 6:04:47 PM

---

We have previously seen instances in the City where oversight of tree trimming contractors has not been adequate, and I think that Mr. Blood's allegations call for a comprehensive investigation by the Cap Metro Board. I am especially concerned about the precautions taken by the contractor to prevent spread of Oak Wilt during a time when many do not recommend trimming at all. It would seem that special care to avoid this type of problem should have been taken.

I look forward to an analysis and detailed report on the merits of these allegations.

Lee Leffingwell

-----Original Message-----

From: Lofye, Andrea [[mailto:\[REDACTED\]](mailto:[REDACTED])]  
Sent: Fri 8/7/2009 1:35 PM  
To: Blood, Fred; Martinez, Mike [Council Member]  
Cc: Moore, Andrew; Riley, Chris; Jamie [REDACTED]; [mike.manor@co.travis.tx.us](mailto:mike.manor@co.travis.tx.us); [margaret.gomez@co.travis.tx.us](mailto:margaret.gomez@co.travis.tx.us); Edith Moreida; John Trevino (E-mail); John Cowman; [REDACTED]; Leffingwell, Lee; Estrada, Gina; Bui, Tina; Gilliam, Fred; Allen, Doug; Matt Curtis; Mendoza, Dianne; LeJeune, Bill; Timmins, Kevin; Spelman, William  
Subject: RE: Cap Metro Arborist-less practices

Mayor Pro Tem, Mr. Blood,

I apologize for the way in which we have recently handled our tree-trimming and brush-clearing work within our rail right-of-way (ROW). Though we must trim or remove some amount of vegetation in our ROW to keep the rail line clear for safety purposes, it is our intention to protect any trees or vegetation that must be cleared as best as we can and to provide our neighbors notification in a timely manner. To this end, Capital Metro does have processes in place that, when possible, include consultation with the City's environmental protection staff in advance, and notice to affected neighbors.

As you know, our new passenger rail operation has triggered stricter federal standards than were in place in the past and the Federal Railroad Administration (FRA) requires that we maintain our railroad ROW so that our train operators will have a clear line of sight. In order to comply with these requirements, we do have a regular landscaping contractor who performs this work for us and we instruct them only to remove what is absolutely necessary within our rail ROW.

While the federal line clearance requirements supersede local regulations, our instruction to our contractor is that any time they need to clear any brush or trim any trees in the rail ROW, they are to contact the City of Austin in order to notify them and seek advice and recommendations on how we can best comply with the intent of the City's tree protection ordinances. (Notwithstanding recent events, our normal point of contact is Mr. OB McKown in the Watershed Protection and Development Review Department.) Additionally, we are working with the contractor to establish a ROW maintenance plan, and, on a weekly basis, the contractor will be providing an update to our Rail Operations staff about their work along the rail line.

In terms of notification, we also have a process in place and all involved staff and contractors have been reminded of that. When brush or trees are to be trimmed or cleared in the ROW, our contractor is to notify our Community Involvement Team, who then notifies affected property owners on an individual basis.

However, it is important to note that the FRA has the ability to instruct us to clear the line immediately. In these circumstances, our normal tree protection and notification processes may not be possible.

Again I apologize for how the tree-trimming and brush-clearing was handled recently. However, the reminder to all involved staff and contractors about the processes we already have in place, the ROW maintenance plan, and the weekly updates should prevent this from happening again in the future.

Please let me know if you would like any additional information.

Sincerely,

Andrea Lofye

Capital Metro

369-6029

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From: Martinez, Mike [Council Member]  
Sent: Tuesday, August 04, 2009 11:01 AM  
To: Blood, Fred; Leffingwell, Lee; boardofdirectors@capmetro.org  
Cc: ethicsadmin@capmetro.org; Curtis, Matt; Riley, Chris; Spelman, William; Embesi, Michael; [REDACTED]; Moore, Andrew; Estrada, Gina  
Subject: RE: Cap Metro Arborist-less practices

Fred,

Thanks for the email. We will follow up ASAP.

Mike

---

From: Blood, Fred [<mailto:Fred.Blood@austinenergy.com>]  
Sent: Tuesday, August 04, 2009 10:58 AM

To: Leffingwell, Lee; Martinez, Mike [Council Member]; boardofdirectors@capmetro.org  
Cc: ethicsadmin@capmetro.org; Curtis, Matt; Riley, Chris; Spelman, William; Embesi, Michael;  
[REDACTED]  
Subject: Cap Metro Arborist-less practices

Capitol Metro is a public tax-supported entity with a member of Austin's City Council on the Board of Directors.

Therefore, I find it very disturbing that the agency has chosen to clear ROW in the most destructive way possible, in direct violation of City Ordinances. The following are my observations of the 'pruning' activities adjacent to my property:

- \* It shatters tree limbs, rather than cuts them cleanly.
- \* It does not spray the wounds it creates.
- \* It has the ability to spread oak wilt and other diseases directly
- \* It was done when all the trees are under severe drought stress, increasing the possibility of permanent, if not fatal, damage, directly and/or indirectly.
- \* It was done without consultation with the property owners it violated

Austin Energy has (finally) resolved all of these issues, and it keeps many times the Cap Metro ROW length limb free.

In a time when we are expending large amounts resources trying to protect and replace our urban forest, for:

- \* air quality,
- \* urban run off
- \* urban heat island,
- \* aesthetics, and
- \* carbon sequestering

I find it very disturbing that this practice is allowed to continue, much less condoned by the Board.

Environmental Care and ProtectionAustin Energy

721 Barton Springs Rd., ste 231-B

512-482-5340

fred.blood@austinenergy.com

Happiness lies in the joy of achievement and the thrill of creative effort.

-Franklin D Roosevelt

**From:** [Leffingwell, Lee](#)  
**To:** [Cole, Sheryl](#)  
**Subject:** RE: Congratulations on WTP4  
**Date:** Friday, August 07, 2009 7:33:14 AM

---

-----Original Message-----

From: Cole, Sheryl  
Sent: Fri 8/7/2009 12:06 AM  
To: Leffingwell, Lee  
Subject: Congratulations on WTP4

You have been right about this from the beginning.

Thanks for your steadfast support on this.  
LL

**From:** [Leffingwell, Lee](#)  
**To:** "Debbie Russell"  
**Cc:** [Riley, Chris](#); [Martinez, Mike \[Council Member\]](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#); [Curtis, Matt](#)  
**Subject:** RE: Ceding my time  
**Date:** Thursday, August 06, 2009 3:10:21 PM

---

Debbie:

As you recall, I did not stop the presentation, but exercised discretion and allowed the presentation to be completed before gently reminding all that our rules do preclude time donations to speakers who have not signed up. I believe that it is good practice and even necessary to follow the rules because it is not fair to others or democratic to do otherwise. Expect me to continue to operate by the rules as best I know them. That being said, I am always receptive to suggestions to change the rules whenever needed.

Incidentally, I will be proposing some changes to operating procedures in the near future, and will be glad to discuss them with you.

LL

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**From:** Debbie Russell [mailto:████████████████████]  
**Sent:** Thursday, August 06, 2009 1:09 PM  
**To:** Leffingwell, Lee  
**Cc:** [Riley, Chris](#); [Martinez, Mike \[Council Member\]](#); [Shade, Randi](#); [Morrison, Laura](#); [Spelman, William](#); [Cole, Sheryl](#); [Curtis, Matt](#)  
**Subject:** Ceding my time

Mayor:

I hate to put a damper on such a historic moment with EcoXchange's report delivery to Council today, but with all due respect, I believe that I have the right to do with my 3 minutes what I wish, *especially considering our call for participatory democracy!*

That's been the standard with the last 2 mayors in my recollection, and if something has changed in terms of standards, it would be good to have that in writing so we know ahead of time not to breach your wishes or have a conversation with you prior about our concerns regarding such changes.

Thank you,  
Debbie Russell,  
president, [ACLU-TX Central TX Chapter](#)



**From:** [Leffingwell, Lee](#)  
**To:** [REDACTED]  
**Cc:** [Martinez, Mike \[Council Member\]](#)  
**Subject:** RE: Council Member Lee Leffingwell - parking at airport  
**Date:** Thursday, July 23, 2009 5:21:18 PM

---

Ben: Parking revenue is very important to ABIA maintaining its status as a self-financing entity. And there are very strict FAA regulations that govern airport revenue and expenditures. In addition, airport parking is needed for air travelers.

So I think that your suggestion, while commendable, could not be implemented. Capital Metro has the responsibility to acquire and operate park-and-ride facilities, and is of course a separate entity from the City.

I therefore respectfully suggest that you direct your request for parking in that area to Capital Metro, and I will copy this email to a Cap Metro Board member.

LL

-----Original Message-----

From: [REDACTED] [\[mailto:\[REDACTED\]\]](#)  
Sent: Thursday, July 23, 2009 10:25 AM  
To: Leffingwell, Lee  
Subject: Council Member Lee Leffingwell - parking at airport

Date/Time Submitted: Thursday, 7/23/09, 1024 hours

From: ben lyons

E-mail address: [REDACTED]

Subject: parking at airport

Category: energy

Comments:

hi

i am about to move out to the del valle area and this will cause much more energy to be used getting into town.

i would love to park at the airport and take the cap metro airport flyer which would be a very green thing to do. if i was able to do this, it would help in two ways.

first, less gas burned is better for the enviroment and the air quality.

second, it would be one less car on the roads jamming up traffic.

the problem is that cap metro does not have a park and ride and the airport is telling me that if i park there, i will be charged for parking (it's not cheap at all)

this would defeat the purpose of taking the bus because it would be cheaper to waste the gas than pay for parking.

my question is....

given how green the city of austin is, it would seem like common sense to encourage all the bus riding we can.

can the mayor's office help in this matter?

maybe set up a bus rider pass on the parking. you could show them your incoming ticket to the parking and the pass and would be able to exit for free.

can we do this and save energy?

the bus is running whether i'm on it or not so it would be great if i was on it.

thanks

ben lyons

**From:** [Leffingwell, Lee](#)  
**To:** [Martinez, Mike \[Council Member\]](#)  
**Subject:** RE: Oral History with Brackenridge  
**Date:** Thursday, July 23, 2009 12:14:45 PM

---

Can you go first? @ 1230?

---

**From:** Martinez, Mike [Council Member]  
**Sent:** Thursday, July 23, 2009 12:14 PM  
**To:** Curtis, Matt; Leffingwell, Lee  
**Subject:** RE: Oral History with Brackenridge

thanks mdc

I will be there

---

**From:** Curtis, Matt  
**Sent:** Thursday, July 23, 2009 12:13 PM  
**To:** Leffingwell, Lee  
**Cc:** Martinez, Mike [Council Member]  
**Subject:** Oral History with Brackenridge

Fellas,

Remember, you are scheduled for 12:30 and 12:45 respectively for the Brackenridge Oral History in the Media Room.

I'd make it very quick. A short memory or story.

And, I'll be sure the people producing the Oral History know it has to be very quick.

(A down and dirty Oral)

Mdc

Matt Curtis  
Communications Director  
Office of Mayor Lee Leffingwell  
City of Austin, Texas  
Office: 512-974-2250  
Direct: 512-974-3396  
Fax: 512-974-2337

**From:** [Leffingwell, Lee](#)  
**To:** [Ott, Marc](#); [Jennifer Walker](#)  
**Cc:** [Riley, Chris](#); [Morrison, Laura](#); [Shade, Randi](#); [bill.spellman@ci.austin.tx.us](mailto:bill.spellman@ci.austin.tx.us); [Cole, Sheryl](#); [Martinez, Mike \[Council Member\]](#); [Ballas, Marisa](#); [Rush, Barbara](#); [Coleman, Glen](#); [Amy Everhart](#)  
**Subject:** RE: Water Conservation/Drought Management success story  
**Date:** Sunday, July 19, 2009 12:09:41 PM

---

Jennifer:

Thanks for the information. As you know, the Water Conservation TF worked closely with the San Antonio water utility in developing our own water conservation policy, and we learned a lot from them. In some instances, we went further than they did (requiring 6" of topsoil for residential and 8" for commercial properties instead of the 4" they require for new development). Our policy was recognized as a "template" for other water utilities, and received an award from the Texas region of American Water Works Assn.

As you also know, the adopted plan has a 10-year implementation period. In part, this is because many of the recommendations were focused on new development. The full impact of the policy will not be realized until that new development occurs. Also, additional conservation measures depend upon construction of storage towers and main lines for increased use of reclaimed water, and on improved processes for detecting system leakage and more rapid repairs of leaks that occur. These latter measures are works in progress also, and require time to implement and evaluate.

I believe that we can do more yet in conservation as you do. The citizens TF (of which you are a part), which was established in 2006 as a part of the adopted policy, was charged with (in addition to monitoring progress of the adopted policy) recommending new specific water conservation measures. I look forward to receiving these recommendations from the TF, and hope that they will be specific, fulsome and well vetted so that the Council can act on them.

Thanks,  
LL

-----Original Message-----

From: Ott, Marc  
Sent: Sat 7/18/2009 7:32 PM  
To: Jennifer Walker  
Cc: Riley, Chris; Morrison, Laura; Shade, Randi; [bill.spellman@ci.austin.tx.us](mailto:bill.spellman@ci.austin.tx.us); Cole, Sheryl; Martinez, Mike [Council Member]; Leffingwell, Lee; Ballas, Marisa; Rush, Barbara; Coleman, Glen; Amy Everhart  
Subject: Re: Water Conservation/Drought Management success story

Thank you Jennifer.

Sent from my iPhone

On Jul 17, 2009, at 12:21 PM, "Jennifer Walker" [REDACTED] wrote:

Hello,

Here is a short/interesting article from KSAT in San Antonio yesterday. It really demonstrates what can be accomplished with a good water conservation/drought management program in place. I always like to have real world examples to back up what we are working for here in Austin and thought that I would share this. Our water supply situation is inherently different than what San Antonio faces (for now), but a successful and robust water conservation program is what every city should have in place to support growth and to be environmentally and fiscally responsible. I am pleased to be working with any of you to keep moving Austin towards that goal.



Thanks,

Jennifer Walker

SAWS Says Conservation Efforts Helping

By Trevor Zickgraf | KSAT.com

POSTED: Thursday, July 16, 2009

UPDATED: 7:20 pm CDT July 16, 2009

SAN ANTONIO -- San Antonio Water System officials announced Thursday that water conservation efforts helped San Antonio use 23 percent less water this June than they did in June of 2008.

The announcement came even as the Edwards Aquifer remains dangerously close to stage three conservation levels. The water company also reported that the conservation efforts have worked especially well on the weekends, when SAWS customers are only allowed to water lawns by hands. SAWS official Anne Hayden said the dip in water usage shows that residents understand the dire straits San Antonio is in when it comes to the drought.

"There is enough water for businesses and residents in San Antonio," Hayden said. "But we have to use what we have wisely."

Hayden added that the water conservation has also yielded positive results in attempts to conserve energy since reduced pumping has led to reduced energy usage. San Antonio entered stage one water restrictions April 10 and moved to stage two restrictions last month. Since that time, the aquifer has been close to stage three levels several times this month.

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\*\*\*\*\*

Jennifer Walker

Water Resources Specialist

Sierra Club, Lone Star Chapter

Office: 512.477.1729



[http\\texas.sierraclub.org](http://texas.sierraclub.org)

**From:** [Leffingwell, Lee](#)  
**To:** [Mike Fooshee](#); [Van Eenoo, Ed](#); [Morrison, Laura](#); [Ott, Marc](#); [Martinez, Mike \[Council Member\]](#); [Shade, Randi](#); [Cole, Sheryl](#)  
**Subject:** RE: Austin Budget  
**Date:** Saturday, June 20, 2009 7:27:22 AM

---

Mike:

Current policy is that police services for special events will not be paid for at the City. My clear understanding is that security for the ROT rally was to be paid for by the event stagers - At least I asked that question on the record before I voted to support it and was assured that was the case. If you heard differently at the Town Hall mtg, I would like to hear specifically about that.  
LL

-----Original Message-----

From: Mike Fooshee [[mailto:](#)]  
Sent: Fri 6/19/2009 9:03 AM  
To: Van Eenoo, Ed; Morrison, Laura; Leffingwell, Lee; Ott, Marc; Martinez, Mike [Council Member]; Shade, Randi; Cole, Sheryl  
Subject: Austin Budget

Folks

After attending the so called "Town Hall" meeting last week, may I offer the following suggestions on items to be cut from the budget.

VEHICLES- Too many city vehicles are the large 4X4 double cab trucks and large cars. Also many of these vehicles go home with the employees at night. I see these vehicles in Taylor, Elgin, Lockhart, Lago Vista, Burnet and other places long distances from the City Limits. This has got to cost a fortune. Stop the "Company Car" Perk. Also APD has many employees who take their vehicles home.

Another item is the "Street Sweeper" program. This vehicles comes by my house at least twice a month and as far as I can see, it does NOTHING.

This program should be eliminated immediately!!!

One Item I was surprised to learn from the meeting was that the events like South By Southwest and the ROT Rally are not paying for extra Police services. This Overtime has got to cost the city a fortune and should be charged to the event directors.

I am a 62 year resident of Austin, retired, and live on a fixed income.

Please don't take the easy way out and raise taxes. CUT THE FAT OUT OF THE BUDGET!!!!!!!!!!!!!!

Thanks for your time,

Mike Fooshee  
[REDACTED]

---

PeoplePC Online  
A better way to Internet  
<http://www.peoplepc.com>

**From:** [Leffingwell, Lee](#)  
**To:** [Cole, Sheryl](#)  
**Subject:** Community weatherization project  
**Date:** Thursday, June 18, 2009 3:55:23 PM

---

We are looking at a program right now – evaluating it – that will address low-income communities. Another large city in Texas is already doing this program, and I think it will be well-received,

**From:** [Leffingwell, Lee](#)  
**To:** [Shade, Randi](#)  
**Subject:** RE: this item  
**Date:** Thursday, June 18, 2009 11:35:04 AM

---

Can you send me your amendment?

---

**From:** Shade, Randi  
**Sent:** Thursday, June 18, 2009 11:31 AM  
**To:** Leffingwell, Lee  
**Subject:** RE: this item

Seems to me that when staff brings back to us for approval we could address this issue on this particular Nashville deal, but the local versus non-local argument is a slippery deal.....

-----

**Randi Shade**

Austin City Council  
Council Member Place 3  
(512) 974-2255 (phone)  
(512) 974-1888 (fax)  
<http://www.ci.austin.tx.us/council/shade.htm>

---

**From:** Leffingwell, Lee  
**Sent:** Thursday, June 18, 2009 11:30 AM  
**To:** Shade, Randi  
**Subject:** RE: this item

Could be additional direction for negotiation process to do it.

---

**From:** Shade, Randi  
**Sent:** Thursday, June 18, 2009 11:28 AM  
**To:** Leffingwell, Lee  
**Subject:** RE: this item

Hadn't thought of it....

-----

**Randi Shade**

Austin City Council  
Council Member Place 3  
(512) 974-2255 (phone)  
(512) 974-1888 (fax)  
<http://www.ci.austin.tx.us/council/shade.htm>

---

**From:** Leffingwell, Lee  
**Sent:** Thursday, June 18, 2009 11:27 AM

**To:** Shade, Randi  
**Subject:** this item

Will your amendment address the issue of “hiring local” on these sublets?

**From:** [Leffingwell, Lee](#)  
**To:** [Shade, Randi](#)  
**Subject:** RE: this item  
**Date:** Thursday, June 18, 2009 11:29:36 AM

---

Could be additional direction for negotiation process to do it.

---

**From:** Shade, Randi  
**Sent:** Thursday, June 18, 2009 11:28 AM  
**To:** Leffingwell, Lee  
**Subject:** RE: this item

Hadn't thought of it....

-----

**Randi Shade**

Austin City Council  
Council Member Place 3  
(512) 974-2255 (phone)  
(512) 974-1888 (fax)  
<http://www.ci.austin.tx.us/council/shade.htm>

---

**From:** Leffingwell, Lee  
**Sent:** Thursday, June 18, 2009 11:27 AM  
**To:** Shade, Randi  
**Subject:** this item

Will your amendment address the issue of "hiring local" on these sublets?

**From:** [Leffingwell, Lee](#)  
**To:** [Shade, Randi](#)  
**Subject:** this item  
**Date:** Thursday, June 18, 2009 11:27:18 AM

---

Will your amendment address the issue of "hiring local" on these sublets?



**From:** [Leffingwell, Lee](#)  
**To:** [Ott, Marc](#)  
**Subject:** Fed stimulus funds  
**Date:** Wednesday, June 17, 2009 7:30:09 PM

---

Marc:

As you may already know, Congressman Lamar Smith has gotten \$.5 million in stimulus for Austin to be used for sewer overflows. He called me this afternoon with the news.

LL

**From:** [Leffingwell, Lee](#)  
**To:** [Mary Lou Serafine](#); [Ott, Marc](#); [Goode, Robert](#); [Lazarus, Howard](#); [Williamson, Tammie](#); [Rhodes, Willie](#)  
**Cc:** [Williams, Nancy](#)  
**Subject:** RE: Model Dumpster Regulations  
**Date:** Saturday, June 13, 2009 5:22:54 PM

---

Thanks for this information. We should consider regulation similar to Philadelphia's - perhaps as part of the Master Plan for solid waste.

Will follow up.  
LL

-----Original Message-----

From: Mary Lou Serafine [[mailto: \[REDACTED\]](#)]  
Sent: Sat 6/13/2009 11:59 AM  
To: Leffingwell, Lee; Ott, Marc; Goode, Robert; Lazarus, Howard; Williamson, Tammie; Rhodes, Willie  
Subject: Model Dumpster Regulations

TO:  
Mayor-Elect Leffingwell  
Mr. Marc Ott  
Mr. Robert Goode  
Mr. Howard Lazarus  
Ms. Tammie Williamson  
Mr. Willie Rhodes

Dear City Officials:

At various times I have spoken to some of you regarding the problem of there being some 350 garbage dumpsters, city-wide, placed illegally in public rights of way, creating a widespread eyesore and health hazard.

I appreciate your attention to the problem and your time spent hearing my and my neighbors' views. I am taking the liberty of emailing you a summary of the regulations for the City of Philadelphia regarding dumpsters, as I see them on that city's website at <http://www.phila.gov/streets/DumpsterLaws.html>

Possibly Austin's existing regulations could accomplish the same thing.

Basically, in Philadelphia, there are NO unlicensed dumpsters anywhere (even on private property). Thus, the city has control over screening, etc., even on private property. Most important---those that are licensed may not use the rights of way in residential neighborhoods. And in any case use of the right of way may not be "offensive" to residents or passers by.

Where the right-of-way license is granted, the fee is \$3000 per year. The application fee alone is \$50. If we collected that amount on the current inventory of 350 right-of-way dumpsters, that comes to about one million dollars per year.

As to enforcement: In addition to fines, Philly is entitled (apparently by Code) to revoke a Business License over dumpster violations, or remove the dumpster.

Let me add that Philadelphia is geographically about half our size (in area), and double our size in population (hence they likely have higher density and more garbage). It is also an older city in terms of its architecture and, likely, waste-disposal technology. Thus, if they can handle this problem, so can we.

Here is further detail on Philadelphia's handling of the problem:

1. Every dumpster (even on private property, including parking lots and driveways) must be licensed--- to the user, not the hauler. NOTE: Newly constructed buildings and buildings that have modified their usage are required to provide trash storage inside the building.

2. On Public Rights-of-Way:

The annual license fee is \$3000.00, and the user is required to complete a questionnaire that shows the need for placement in the public right-of-way.

What is considered for Rights of Way licensing:

the width of the sidewalk, volume of pedestrian and vehicular traffic, and availability of alternative trash handling methods are considered. In instances where a dumpster may impede pedestrian passage or offend nearby residents, users may be required to handle their trash in an alternative manner that does not require a dumpster. Dumpsters will not be approved on the public right-of-way in predominantly residential blocks or retail/commercial strips.

[Side note here from M.L. Serafine: By contrast, nearly every illegal dumpster in Austin that is on the right of way is in a residential block or retail/commercial strip.]

3. DUMPSTER IDENTIFICATION

The user is required to be identified on the dumpster.

4. EMPTYING

All dumpsters are required to be emptied at least once a week, but additional collection(s) may be required by the City.

5. CLEANING

Specific cleaning may be required by the City, and cleaning them on the street or sidewalk is not permitted.

6. SCREENING

Dumpsters located on private property should be screened from public view by shrubbery, an opaque fence, a shed or other such device.

7. DUMPSTER LAW ENFORCEMENT

Dumpster users who do not comply with the Dumpster Code Provisions may be fined and may have their Business Privilege License revoked. Dumpsters placed on the public right-of-way without a license will be presumed to be abandoned and subject to removal

A Final note: The City of Philadelphia website on dumpsters notes that:

"As the use of dumpsters increased, citizens and businesses expressed a concern to the City about the public hazard and litter created by dumpsters. In response to this situation, City Council passed an ordinance in June 1989, requiring the licensing of dumpsters and regulating their use. Now, every dumpster user in the City requires approval to use and place a dumpster. Dumpster haulers need to meet a number of performance standards."

Again thank you for your attention to this and the opportunity to share this information.

Sincerely,

Mary Lou Serafine

4011 Avenue D      phone 220-5452

-----end of email-----

**From:** [Leffingwell, Lee](#)  
**To:** ["Lisa Birkman"](#)  
**Cc:** [Ott, Marc](#)  
**Subject:** RE: Request for Assistance on Pond Springs Road Project  
**Date:** Thursday, June 11, 2009 12:12:38 PM

---

Commissioner Birkman:

I am copying the City Manager so that we can get a response to your issue from the appropriate staff. Please keep me advised on progress.

LL

---

**From:** Lisa Birkman [mailto:LBirkman@wilco.org]  
**Sent:** Wednesday, June 10, 2009 10:44 PM  
**To:** Leffingwell, Lee  
**Cc:** Schooler, Larry; Williams, Nancy  
**Subject:** Request for Assistance on Pond Springs Road Project

Mayor-Elect Leffingwell:

I hope you are doing well. I left a voice message at your office earlier today and wanted to follow up with an email message as well.

I am asking for your help to resolve a situation regarding the Pond Springs Road project. As you may recall, the project is located in far north Austin. It was requested by the citizens of the area who are residents of the city and also of Williamson County due the fact that the road is in dire need of safety and pedestrian improvements. I first met with city staff on this project at least two years ago as the project was a part of our 2006 bond initiative. I also met with Mr. Ott in November of last year.

Also, the city council approved unanimously an interlocal agreement between the city and county on this project a month or more ago. I attended the city council meeting in which it was approved.

In the agreement, the county agreed to pay for all the construction, engineering, environmental, public outreach and other costs, which are estimated to be at least \$4 million, to widen the road, which is wholly located with the city's limits, and add a sidewalk. The city will not be required to contribute any cash to the project. Also in the ILA, we agreed that construction would begin June 3rd, which was last Wednesday. Two schools are located a few blocks away from the project and our goal is to construct most of the project while school is not in session to reduce the impact of the lane closures which will be needed to complete the project. The county has bid out the project, awarded it to a contractor and given the contractor the notice to proceed. However, despite our best efforts, we still do not have a permit from city staff. I have heard many reasons for the delay and a lot of finger pointing on all sides, but the bottom line is that the project is being held up while we wait for the city staff to sign off on the project. We are now a full week past the date we were set to begin.

I also personally contacted city staff in the public works department again last week on this project but, so far, without resolution. I am asking your assistance so that we can move forward immediately on this important project which will benefit both the city and county.

I am also contacting Mayor Wynn for his assistance as well.

Feel free to call me should you need further information.

Thanks in advance for your assistance,

**Lisa Birkman**

Williamson County Commissioner, Pct. One

400 W. Main St., #216

Round Rock, TX 78664

512-733-5380 phone

512-733-5384 fax

[lbirkman@wilco.org](mailto:lbirkman@wilco.org)

[www.wilco.org](http://www.wilco.org)

To subscribe to the county's monthly electronic newsletter,  
send an email to [countyline@wilco.org](mailto:countyline@wilco.org).

**From:** [Leffingwell, Lee](#)  
**To:** [Morrison, Laura](#); [Rush, Barbara](#)  
**Subject:** FW: 4th Street Sidewalk  
**Date:** Thursday, June 04, 2009 1:16:42 PM  
**Attachments:** [4th St Project.pdf](#)

---

fyi, in case you haven't seen these.  
LL

---

**From:** Edwards, Sue  
**Sent:** Thursday, June 04, 2009 12:07 PM  
**To:** Leffingwell, Lee  
**Cc:** Williams, Nancy  
**Subject:** 4th Street Sidewalk

Mayor-Elect Leffingwell,

Attached for your information are a series of photos of the sidewalk construction at 4th and Colorado. I have attached a number of before and after shots, a schematic of the final design, and a snapshot of the textured retaining wall.

The sidewalk was in walkable condition as of yesterday. The ramps and handrails will be installed by the end of the week next week. The textured wall will be anti-graffiti coated after allowing 30 days for the concrete to cure.

Please let me know if we can provide any additional information.

Sue

[Sue Edwards](#)  
Assistant City Manager  
City of Austin  
Phone: 512-974-7820  
Fax: 512-974-2833  
[sue.edwards@ci.austin.tx.us](mailto:sue.edwards@ci.austin.tx.us)

**From:** [Leffingwell, Lee](#)  
**To:** [Morrison, Laura](#); [Lin Team](#); [Jacqui Schraad](#) [REDACTED]  
**Cc:** [Williams, Nancy](#); [Laurie Limbacher](#) [REDACTED]; [ohn Donisi](#) [REDACTED]; [Levinski, Robert](#); [REDACTED]  
**Subject:** RE: Historic Steps and Other Infrastructure  
**Date:** Monday, June 01, 2009 6:30:40 AM

---

Laura:

I'm mostly out of the office this week, but I do support any effort to put a halt to the sidewalk reconstruction until we can reconsider this issue. Let me know how I can help, and thanks for taking the initiative.

LL

-----Original Message-----

From: Morrison, Laura  
Sent: Sun 5/31/2009 7:11 PM  
To: Lin Team; Jacqui Schraad [REDACTED]  
Cc: Leffingwell, Lee; Williams, Nancy; Laurie Limbacher [REDACTED]; John Donisi [REDACTED]; Levinski, Robert; [REDACTED]  
Subject: Historic Steps and Other Infrastructure

Jacqui and Lin,

Thank you for alerting us to the situation with the historic steps on 4th St last week. I think you know that, sadly, the set at the northeast corner of 4th and Colorado were in fact removed under a public works project early in the week.

While the project was planned and executed under the general guidance from council to implement Great Streets and we do have an obligation to incorporate ADA standards, no where in the process did we integrate a consideration of the significance of the steps to the historic fabric of the area.

I'm going to talk with Lee about developing a piece of the process to ensure we inject historic infrastructure considerations into our project planning in general and also specifically to have the conversation with regard to the projects already planned in that area. I'll look forward to working with the Heritage Society and the Landmark Commission as we move forward.

Laura

PS We've heard from others who frequent the area and aren't generally historic preservation advocates who are also very upset over the loss of the steps. They really are character defining elements of the area.

**From:** [Leffingwell, Lee](#)  
**To:** [Morrison, Laura](#); [Linda Team](#)  
**Cc:** [Levinski, Robert](#)  
**Subject:** RE: [DANA Urban Living] FW: 2-way streets downtown  
**Date:** Thursday, May 28, 2009 6:33:01 AM

---

Laura and Lin:

Please keep me posted on this - seems like a very bad idea to me, and this is the first I've heard of it.  
LL

-----Original Message-----

From: Morrison, Laura  
Sent: Wed 5/27/2009 10:05 PM  
To: Linda Team; Leffingwell, Lee; Morrison, Laura  
Cc: Levinski, Robert  
Subject: RE: [DANA Urban Living] FW: 2-way streets downtown

Lin - we'll look into this.

For clarification, do you know if there is actual construction or demolition of warehouse sidewalks going on right now (I'm not aware of any) or if it's just part of the plans? I couldn't tell right off looking at the chain of messages.

Laura

Laura Morrison  
Council Member, Place 4

Sent via Remote

-----Original Message-----

From: Linda Team  
Sent: Wednesday, May 27, 2009 11:08 AM  
To: 'Leffingwell, Lee' <Lee.Leffingwell@ci.austin.tx.us>; 'Morrison, Laura' <Laura.Morrison@ci.austin.tx.us>  
Subject: FW: [DANA Urban Living] FW: 2-way streets downtown

Dear Friends,

This sequence is about an emergency need to stop work on sidewalk demolition in the warehouse district. I didn't know whom to call about it, and hope you can help. We have made good progress working with DANA and ROMA on establishing a historic district in a remnant of the warehouse district. Removal of the elevated sidewalks would eliminate an important architectural element that we intend to preserve.

I hope you can help!

Lin Team

Old Austin Realtor

600 Bellevue Place

Austin, Texas 78705



512-472-1930

[REDACTED]

www.TheKinneyCompany.com

From: Jacqui Schraad [[mailto:\[REDACTED\]](mailto:[REDACTED])]  
Sent: Wednesday, May 27, 2009 10:47 AM  
To: 'Linda Team'  
Cc: 'Laurie Zapalac'  
Subject: RE: [DANA Urban Living] FW: 2-way streets downtown

Yes, please. Tell them this a potential historic district, and they are destroying historic fabric.

---

From: Linda Team [[mailto:\[REDACTED\]](mailto:[REDACTED])]  
Sent: Wednesday, May 27, 2009 10:24 AM  
To: [REDACTED]  
Cc: 'Laurie Zapalac'  
Subject: RE: [DANA Urban Living] FW: 2-way streets downtown

The only thing I know to do is contact Leffingwell's office or Laura. Do you want me to try?

From: Jacqui Schraad [[mailto:\[REDACTED\]](mailto:[REDACTED])]  
Sent: Wednesday, May 27, 2009 10:18 AM  
To: 'Linda Team'  
Cc: Laurie Zapalac  
Subject: FW: [DANA Urban Living] FW: 2-way streets downtown

Lin,

They are beginning to remove the warehouse district raised loading docks. I sent Steve Sadowsky a message asking what the process would be for us to protest this, but didn't hear back. Any ideas of how to proceed?

---

From: McGill Michael [[mailto:\[REDACTED\]](mailto:[REDACTED])]  
Sent: Wednesday, May 27, 2009 10:09 AM  
To: [REDACTED]; Laurie Zapalac

Subject: Fwd: [DANA Urban Living] FW: 2-way streets downtown

fyi - we might want to get out in front in case they're intending to rip up the truck's or other sidewalks.

---

From: Sweat, Kevin [[mailto:](#)]  
Sent: Wednesday, May 27, 2009 8:33 AM  
To:   
Subject: FW: 2-way streets downtown

Hi Greg,

Please see Alan Hughes' response below regarding the 2-way conversion of 3rd Street

As I mentioned, the upcoming street projects downtown look like this:

Brazos Street - Construction to begin in June 2009 - 44' wide pavement, 18' sidewalks. It will be one way to begin, but can accommodate two-way conversion.

Second Street - Construction from Congress to Colorado to begin Winter 2009, including Colorado from Chavez to 3rd. Second Street geometry will match that near City Hall. Colorado will be 44' wide, similar to Brazos.

Second Street Construction from Congress to Trinity is expected in late 2010.

Third Street - Preliminary engineering is underway for Trinity to Nueces, public input will be next step, with expected construction to begin 2010-2011. This is the proposed Lance Armstrong Bikeway and will have 44' pavement and 2-way traffic.

Colorado Street - Preliminary engineering is just beginning, next step is public input. This should be very similar to Brazos Street.

Thanks,

Kevin

Kevin Sweat  
974-7017

---

From: Hughes, Alan  
Sent: Friday, May 22, 2009 8:02 AM  
To: Salyers, Phil  
Cc: Sweat, Kevin  
Subject: RE: 2-way streets downtown

Morning Phil: Two things. One is the funding to do the project. The second is the W Hotel using a very large portion of 3rd Street for their construction project. Once the W Hotel is complete, and funding is identified, the conversion could proceed. The last I heard it would be at least 2 years before the W Hotel would be out of the roadway. I confirmed that timeline with Jason, and he thought that was about right. Jason has a call into the contractor to verify that schedule. To my knowledge, there has not been any funding identified for this.

---

From: Salyers, Phil  
Sent: Friday, May 22, 2009 7:04 AM  
To: Hughes, Alan  
Cc: Sweat, Kevin  
Subject: FW: 2-way streets downtown

Morning Alan,

See email below -- It's my understanding that you are the person that can help address this issue.

Thanks,

Philip L. Salyers

Program Management Office

Contract and Land Management Department

105 Riverside Drive, Suite #200

Austin, Texas 78704

Phone 512/ 974-7144; Fax 512/469-1719

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---

From: Sweat, Kevin  
Sent: Thursday, May 21, 2009 12:51 PM  
To: Salyers, Phil  
Subject: FW: 2-way streets downtown

Kevin Sweat  
974-7017

---

From: Greg Anderson [[mailto:](#) ]  
Sent: Thursday, May 21, 2009 10:58 AM  
To: Sweat, Kevin  
Subject: 2-way streets downtown

Hey Kevin,

I'm curious about when we are going to make 3rd Street, Brazos and Colorado two-way streets. Also, I see that the city is putting in sidewalks in certain areas that didn't have them and are reducing grades in the warehouse district, I'm surprised to see that we aren't putting in Great Streets. It would seem to me that for the most part these are areas where we really could use the additional foliage in the city, not to mention adding to the experience for the pedestrian. Is the reason we are not doing this at this time because these sidewalks abut land that may soon be developed and are merely serving as placeholders? Any info you can provide will be helpful.

Thank you,

Greg

Greg Anderson

Development Assistant

Andrews Urban LLC

327 Congress Ave, Ste 200

Austin, TX 78701

512.499.8865 dir

512.532.0844 fax



<<http://www.andrewsurban.com/>> www.andrewsurban.com

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You received this message because you are subscribed to the Google Groups "DANA Urban Living Committee" group.

To post to this group, send email to [danaurbanlivingcommittee@googlegroups.com](mailto:danaurbanlivingcommittee@googlegroups.com)

To unsubscribe from this group, send email to [danaurbanlivingcommittee+unsubscribe@googlegroups.com](mailto:danaurbanlivingcommittee+unsubscribe@googlegroups.com)

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For more options, visit this group at

<http://groups.google.com/group/danaurbanlivingcommittee?hl=en>

--~--~-----~--~-----~--~-----~--~-----~

**From:** [Leffingwell, Lee](#)  
**To:** [Hensley, Sara](#); [REDACTED]; [Lumbreras, Bert](#); [Ott, Marc](#); [Martinez, Mike \[Council Member\]](#);  
**Cc:** [REDACTED]; [Wright, Cora](#); [Garza, Rudy](#)  
**Subject:** RE: Access to Oakwood Annex Cemetery blocked for Juneteenth events?  
**Date:** Monday, May 25, 2009 6:55:22 AM  
**Attachments:** [Comal%20staging%20area.jpg](#)

---

We just went through a long process to set rules for events (see Rudy Garza). I feel sure that this practice does not meet the spirit, which was to ensure at least some kind of access, no entrapment, etc. I recommend that we take steps to correct this.

Thanks,  
LL

-----Original Message-----

**From:** Hensley, Sara  
**Sent:** Sun 5/24/2009 10:36 PM  
**To:** [REDACTED]; [Lumbreras, Bert](#); [Ott, Marc](#); [Leffingwell, Lee](#); [Martinez, Mike \[Council Member\]](#);  
[REDACTED]  
**Cc:** [REDACTED]; [Wright, Cora](#)  
**Subject:** RE: Access to Oakwood Annex Cemetery blocked for Juneteenth events?

Dale: Thank you for sharing this information. I am asking Cora Wright to follow up on this. Sara

---

**From:** [REDACTED] [[mailto:\[REDACTED\]](#)]  
**Sent:** Sun 5/24/2009 12:59 PM  
**To:** [Hensley, Sara](#); [Lumbreras, Bert](#); [Ott, Marc](#); [Leffingwell, Lee](#); [Martinez, Mike \[Council Member\]](#);  
[REDACTED]  
**Cc:** [REDACTED]  
**Subject:** Access to Oakwood Annex Cemetery blocked for Juneteenth events?

This has been a problem in the past that Comal St. between 14th and 19th is used for staging for parades & bike races.

Visitors wishing to visit the cemeteries are told " sorry no access today" when trying to make the turn onto Comal. I believe that any of you have the power / authority to contact the event staff of this, and any future events and insure that an opening is left on Comal between the two cemeteries so any one wishing to visit Oakwood annex could politely be handed a map outlining a detour back to Navasota & 16th street and allowed access to the annex by passing through Oakwood proper and crossing the staging area into the annex.

Dale Flatt [REDACTED]  
Save Austin's Cemeteries  
110 Cloudview Dr.  
Austin TX 78745

---

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**From:** [Leffingwell, Lee](#)  
**To:** [Ott, Marc](#)  
**Subject:** RE: Confidential  
**Date:** Thursday, May 21, 2009 7:43:44 PM

---

I did call his office this morning and talked to his Secretary. She said that McCall was on the floor and that his Chief Aide was not available. I left the message that the Austin City Council supported this bill, and that – speaking for myself and as Mayor-elect – I also supported it.

Should I try to call him again now?

---

**From:** Ott, Marc  
**Sent:** Thursday, May 21, 2009 7:40 PM  
**To:** Leffingwell, Lee  
**Subject:** Fwd: Confidential

FYI

Sent from my iPhone

Begin forwarded message:

**From:** Andrea McWilliams <[REDACTED]>  
**Date:** May 21, 2009 6:09:44 PM CDT  
**To:** Rod Ellis <[rod.ellis@ci.austin.tx.us](mailto:rod.ellis@ci.austin.tx.us)>, Dean McWilliams  
[REDACTED]  
**Cc:** John Hrcncir <[john.hrcncir@ci.austin.tx.us](mailto:john.hrcncir@ci.austin.tx.us)>, "Ott, Marc"  
<[Marc.Ott@ci.austin.tx.us](mailto:Marc.Ott@ci.austin.tx.us)>  
**Subject:** Confidential  
**Reply-To:** Andrea McWilliams <[REDACTED]>

All, just spoke with McCall again. He has not yet received a call to his knowledge from Mr. Leffingwell just FYI. He is getting pushback from members that are afraid about the bill being loaded up with other cities...as expected. Despite earlier reports, I believe Geren to still be a problem but don't have confirmation. However, McCall says he is still working to get assurances for the members that the bill will stay clean if it gets to the floor. He said it is not a done deal yet that it will get set but he is getting very very close.

---

**From:** "Ellis, Rod"  
**Date:** Thu, 21 May 2009 09:34:49 -0500  
**To:** Ellis, Rod <[Rod.Ellis@ci.austin.tx.us](mailto:Rod.Ellis@ci.austin.tx.us)>; Clay Pope <[REDACTED]>;  
Marta Greytok <[REDACTED]>;  
[REDACTED];  
AngeloZottarelli <[REDACTED]>; Zimmerman,  
Sandra <[Sandra.Zimmerman@ci.austin.tx.us](mailto:Sandra.Zimmerman@ci.austin.tx.us)>; Dean  
McWilliams <[REDACTED]>; Andrea  
McWilliams <[REDACTED]>;  
[REDACTED] <[\[REDACTED\]](#)>  
**Subject:** RE: SB 764 by Watson/Dukes. Non Civil Service Meet and Confer is in



the House Calendars Committee.

TEAM MEMBERS: We are getting very close to the deadline for having a chance to pass our Meet and Confer Legislation. We are sending a letter from Mayor Wynn to Chairman McCall today and Marta Greytok is contacting the Chairman again today. I have asked Mayor-Elect Leffingwell to call Chairman McCall today and ask that SB 764 be set on the House General Calendar ASAP. It has come back to me that Representative Gerren from Ft. Worth does not like the bill but I cannot confirm this. Demetrius, will you please visit with Rep. Gerren on this. Please work your assignments again and let's visit if we un-cover any problems that we are not aware of. Thanks for all your hard work on this! Rod.

---

**From:** Ellis, Rod

**Sent:** Tuesday, May 19, 2009 3:55 PM

**To:** Clay Pope; 'Marta Greytok'; [REDACTED]; [REDACTED]; 'Angelo Zottarelli'; 'Zimmerman, Sandra'; 'Dean McWilliams'; [REDACTED]; 'Cliff Johnson' [REDACTED]

**Cc:** Hrncir, John; Desai, Deven; Snipes, Anthony; Ott, Marc

**Subject:** SB 764 by Watson/Dukes. Non Civil Service Meet and Confer is in the House Calendars Committee.

**Importance:** High

Team Members. Please contact your assignments on the House Calendars Committee and request that our Meet and Confer legislation be set on the House Calendar as soon as possible. City Council passed a resolution endorsing this legislation and City Manager Ott testified in support of it. The City has agreed to the Legislation and we want to pass SB 764. Please contact your assigned members and let us know if there are any problems. Calendars Committee members are McCall, Chair, Lucio, vice chair, Chavez, Coleman, Cook, Creighton, Geren, Keffer, Kolkhorst, McReynolds, Ritter and Solomons. If you would like for me to re-send the talking points for SB 764/HB 1173 please let me know. Thank You.

Rod Ellis

Government Relations Office  
512-974-2583

**From:** [Leffingwell, Lee](#)  
**To:** [Morrison, Laura](#)  
**Subject:** FW: Waterfront Overlay Ordinance  
**Date:** Thursday, April 30, 2009 6:37:42 PM

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---

**From:** Dave Sullivan [mailto: [REDACTED]]  
**Sent:** Wednesday, April 29, 2009 8:57 AM  
**To:** Wynn, Will; McCracken, Brewster; Leffingwell, Lee; Cole, Sheryl; Martinez, Mike [Council Member]; Morrison, Laura; Shade, Randi; Coleman, Glen; McDonald, Stephanie; Levinski, Robert; May, Rachel; Bailey, Rich; Williams, Nancy; Garza, Bobby  
**Cc:** Heil, Robert; Mandy Dealy; Lloyd, Brent  
**Subject:** Re: Waterfront Overlay Ordinance

One I forgot...

Another task for the future WPAB

- Whether to require 3D renderings of projects with site plans

---

**From:** Dave Sullivan [mailto: [REDACTED]] >  
**To:** Will Wynn <will.wynn@ci.austin.tx.us>; Brewster McCracken <Brewster.McCracken@ci.austin.tx.us>; Lee Leffingwell <lee.leffingwell@ci.austin.tx.us>; Sheryl Cole <Sheryl.Cole@ci.austin.tx.us>; Mike Martinez <Mike.Martinez@ci.austin.tx.us>; Laura Morrison <laura.morrison@ci.austin.tx.us>; Randi Shade <randi.shade@ci.austin.tx.us>; Glen Coleman <Glen.Coleman@ci.austin.tx.us>; Stephanie McDonald <Stephanie.McDonald@ci.austin.tx.us>; Robert Levinski <Robert.Levinski@ci.austin.tx.us>; Rachel May <Rachel.May@ci.austin.tx.us>; rich.bailey@ci.austin.tx.us; Nancy Williams <Nancy.Williams@ci.austin.tx.us>; Bobby Garza <bobby.garza@ci.austin.tx.us>  
**Cc:** Robert Heil <robert.heil@ci.austin.tx.us>; Mandy Dealy [REDACTED]; Brent Lloyd <brent.lloyd@ci.austin.tx.us>  
**Sent:** Wednesday, April 29, 2009 8:50:10 AM  
**Subject:** Waterfront Overlay Ordinance

Mayor and Council

PC approved a hybrid version of the Waterfront Overlay Ordinance last night. Robert Heil has the exact details. Basically, I would describe our version as follows:


1. Baseline version approved by the WOTF with ...
2. All amendments approved by the Design Commission, Parks Board, and Environmental Board except....
3. Did not include the requirement that PUDs and PDAs conform to the ordinance site development standards.
4. Added a timeline requirement that the Waterfront Planning Advisory Board be appointed within 2 months and that bonus rules be developed within 6 months after the WPAB is established.

We also approved a list of subjects that we wish the WPAB to study. I do not have my notes in front of me, but what I recall is the following list:

- How to address the loss of entitlements to L zoned projects (this is important, because now that L-zoned projects are limited to lower heights, they are hamstrung by the 50% impervious cover limit in L zoning)
- How to handle PUDs and PDAs

- Whether to tweak 1986 height limits and whether or not to create a height variance process
- How to preserve affordable housing
- How to improve transit
- Whether specific view corridors should be defined and maintained
- How to encourage or require green building practices
- Whether to require 3D renderings of projects with site plans

Dave Sullivan  
Planning Commission

  
work 471-7805  
home 476-7872

**From:** [Leffingwell, Lee](#)  
**To:** [Shade, Randi](#)  
**Subject:** RE: Vote NO to ammended ordinance 14-8 Agenda Item 25  
**Date:** Thursday, April 30, 2009 11:33:32 AM

---

It has been hard to get all parties on board with this – another delay I believe will obscure the process even more. There is a provision to revisit the ord. within 2 years and reassess. I think we need to go ahead. Based on the objection of one person I don't want to delay – we have consensus now.  
LL

---

**From:** Shade, Randi  
**Sent:** Thursday, April 30, 2009 11:26 AM  
**To:** Leffingwell, Lee  
**Cc:** Williams, Nancy  
**Subject:** FW: Vote NO to ammended ordinance 14-8 Agenda Item 25

One more for you to consider...

I am not as close to this as you are, but as Laura M. asked earlier --- in absence of any particular driving force to finish this today and if an extra 2 weeks can provide a better foundation for buy in, detail, and confidence after a long process, then why not?

-Randi

-----

**Randi Shade**

Austin City Council  
Council Member Place 3  
(512) 974-2255 (phone)  
(512) 974-1888 (fax)  
<http://www.ci.austin.tx.us/council/shade.htm>

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**From:** Michelle Graham [mailto: ]  
**Sent:** Thursday, April 30, 2009 11:19 AM  
**To:** Bier, Marti  
**Cc:** 'Dave Swincher'; Shade, Randi  
**Subject:** RE: Vote NO to ammended ordinance 14-8 Agenda Item 25

Thank you, Marti.

I appreciate your response and willingness to continue communicating and working on this in a transparent, open manner.

I can assure you there is strong opposition to a 3<sup>rd</sup> reading. Personally, I think a 2<sup>nd</sup> reading is somewhat suspect, however, I would support it in an effort to keep things moving forward. I would encourage that any future amendments are handled in a more transparent, process-bound manner.

Again, thank you Marti and Council Member Shade for your efforts.

Michelle

**Michelle Graham**



**bounce**  
marketing & events

Marti

## Marti Bier

Policy Aide  
Office of City Council Member Randi Shade  
512-974-2255 (phone)  
512-974-1888 (fax)  
<http://www.ci.austin.tx.us/council/shade.htm>

[illegible]

Dear Mayor Wynn and Council Members,

As I imagine you are all aware, last night a special meeting was held between Council Member Leffingwell's staff and three Austin race directors. The spirit of this meeting seems to have been a positive effort to find compromise between all stakeholders over the street events ordinance, item #25 on today's agenda. While I truly appreciate the effort, agree that the amendments discussed in last night's private meeting offer significant improvements and applaud everyone involved for their willingness to continue working on this complex issue, I

must express my concern and discomfort about these amendments and the subsequent passing of this ordinance.

It seems that this meeting was an 11<sup>th</sup> hour scramble to create a private compromise, that if passed will appear hasty. I believe it was Council Member Shade who last meeting cautioned us to take our time with this matter to ensure that all parties have the opportunity to discuss and understand the changes that will take effect. Her words ring true now more than ever.

I have not heard that any members of the business, church or neighborhood communities were present in this meeting, however, I envision they have been informed of these amendments by Council's staff. I can assure that although some members of the running community were informed at approximately 8:30 PM last night, the racing community has not had sufficient time to review and discuss these amendments. I imagine the same could be said for the business, church and neighborhood communities.

Please know that I am very appreciative of the work that all parties have put into this amended ordinance and know that these efforts are all born from a love of and pride in our city. I applaud the work of my race director colleagues, however, at this time, I must stress that this does not speak for the entire racing community. I am concerned that despite noble, dignified and good intentions, if passed on final reading today, this amendment will be seen as a behind the scenes operation that does not solve the problem and may only pass it to the already full plate of the Urban Transportation Commission.

I urge you to follow Council Member Shade's advice from last meeting and do not rush to make a quick decision on this matter. We are clearly moving in the right direction and these amendments warrant passing the ordinance on **second** reading **only**. However, it is **not** appropriate to pass a 3<sup>rd</sup> and final reading until ALL parties have adequate time to review and discuss these changes.

Thank you for your continued attention to this matter.

Sincerely,

Michelle

[Michelle Graham](#)

[REDACTED]  
ofc 512.524.2953 [REDACTED]  
1102 West 6th Street | Austin, TX 78703  
first\_logo



**From:** [Leffingwell, Lee](#)  
**To:** [Morrison, Laura](#)  
**Subject:** still Nay?  
**Date:** Thursday, April 23, 2009 5:16:11 PM

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**From:** [Leffingwell, Lee](#)  
**To:** [Morrison, Laura](#)  
**Subject:** CVC resolution  
**Date:** Friday, April 17, 2009 7:44:42 AM

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Laura: Are we going to get the resolution on next week's agenda? I think we should if possible.  
LL



**From:** [Leffingwell, Lee](#)  
**To:** [Ott, Marc](#)  
**Subject:** FW: Invitation to DAP Downtown Regulations Focus Group Focus Group  
**Date:** Tuesday, April 14, 2009 11:27:32 AM  
**Importance:** High

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Marc:

Can this be corrected? I don't think the downtown plan should be predicated on possible revision to the CVC ordinance, and was under the impression that the plan would be designed around the CVCs. If an item from Council is needed to provide direction, I will work on it from that perspective.

Thanks,  
LL

---

**From:** John P. Donisi [mailto: ]  
**Sent:** Thursday, April 09, 2009 4:35 PM  
**To:** Leffingwell, Lee  
**Cc:** Linda Team; S Pinnelli Joe; Read, Julian  
**Subject:** FW: Invitation to DAP Downtown Regulations Focus Group Focus Group  
**Importance:** High

Lee,

Were you aware of this? The language implies that ROMA has already determined the fate of CVC #3, now they will inform the public of the "variety of options for revising" the Wooldridge Park CVC. Why do we have to keep fighting this? Why is this being handled differently than every other CVC that has been modified over the years -- a specific development is proposed and the community is involved? Has the Council directed ROMA or City Staff to do this?

JPD

---

**From:** Jacqui Schraad [mailto: ]  
**Sent:** Thursday, April 09, 2009 3:51 PM  
**To:** John P. Donisi; 'Linda Team'  
**Subject:** FW: Invitation to DAP Downtown Regulations Focus Group Focus Group  
**Importance:** High

Fyi below

---

**From:** Rousselin, Jorge [mailto:Jorge.Rousselin@ci.austin.tx.us]  
**Sent:** Thursday, April 09, 2009 3:43 PM  
**To:** mark.wolfe@thc.state.tx.us; l.oaks@thc.state.tx.us; ; ; ;  
; ; chris.currens@tspb.state.tx.us;  
belinda.powell@co.travis.tx.us; mike.miller@ci.ausitn.tx.us  
**Cc:** Adams, George; Jana McCann - ROMA; Jim Adams - ROMA; Robertson, Jim; Knox, Michael  
**Subject:** Invitation to DAP Downtown Regulations Focus Group Focus Group  
**Importance:** High

Greetings from the City of Austin,

As part of the kickoff of the Downtown Austin Plan (DAP) Phase Two, one of the early tasks is to

convene a key stakeholder group meeting to discuss the evaluation of Downtown regulations and to review potential strategies for reshaping Capitol View Corridor View #3 (Wooldridge Square).

Building on the recommendations of the DAP Phase One, ROMA Design Group, the City's lead consultant in the DAP, will review the Capitol View Corridor Ordinance, with particular focus on View #3, which currently precludes development above approximately 25 feet on the blocks immediately to the north and east of the historic park. As part of this task, ROMA will review the original ordinance(s) and the back-up studies that supported them, as well as subsequent analyses, including the 2007 report by the Downtown Commission. ROMA will propose and evaluate a variety of options for revising the Wooldridge Square View Corridor.

As a stakeholder for regulations in Downtown Austin, you are cordially invited to participate in a Downtown Regulations Focus Group to discuss preliminary recommendations and options on **Friday, April 24, 2009 from 1:30 PM to 3:30 PM in the Boards and Commissions Room 1101 at City Hall, 301 West 2<sup>nd</sup> Street.**

Your participation is appreciated.

For any questions and to RSVP, please contact Jorge Rousselin at [Jorge.rousselin@ci.austin.tx.us](mailto:Jorge.rousselin@ci.austin.tx.us) or at (512) 974-2975.

**Jorge E. Rousselin**, Development Services Process Coordinator  
Urban Design, Neighborhood Planning & Zoning Department  
City of Austin, One Texas Center, 505 Barton Springs Rd.  
Phone: (512) 974-2975 Fax: (512) 974-6054  
E-mail: [jorge.rousselin@ci.austin.tx.us](mailto:jorge.rousselin@ci.austin.tx.us)  
[www.ci.austin.tx.us/planning](http://www.ci.austin.tx.us/planning)

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the north and east of the historic park. As part of this task, ROMA will review the original ordinance(s) and the back-up studies that supported them, as well as subsequent analyses, including the 2007 report by the Downtown Commission. ROMA will propose and evaluate a variety of options for revising the Wooldridge Square View Corridor.

As a stakeholder for regulations in Downtown Austin, you are cordially invited to participate in a Downtown Regulations Focus Group to discuss preliminary recommendations and options on **Friday, April 24, 2009 from 1:30 PM to 3:30 PM in the Boards and Commissions Room 1101 at City Hall, 301 West 2<sup>nd</sup> Street.**

Your participation is appreciated.

For any questions and to RSVP, please contact Jorge Rousselin at [Jorge.rousselin@ci.austin.tx.us](mailto:Jorge.rousselin@ci.austin.tx.us) or at (512) 974-2975.

**Jorge E. Rousselin**, Development Services Process Coordinator  
Urban Design, Neighborhood Planning & Zoning Department  
City of Austin, One Texas Center, 505 Barton Springs Rd.  
Phone: (512) 974-2975 Fax: (512) 974-6054  
E-mail: [jorge.rousselin@ci.austin.tx.us](mailto:jorge.rousselin@ci.austin.tx.us)  
[www.ci.austin.tx.us/planning](http://www.ci.austin.tx.us/planning)

*Please note: E-mail correspondence to and from the City of Austin is subject to requests for required disclosure under the Texas Public Information Act.*

**From:** [Leffingwell, Lee](#)  
**To:** [Lorraine Atherton](#); [Martinez, Mike \[Council Member\]](#); [Morrison, Laura](#); [Shade, Randi](#)  
**Subject:** RE: Wentworth bill on single-member districts  
**Date:** Sunday, April 12, 2009 7:29:57 AM

---

Agreed. Although I have been a consistent supporter of district geographical representation (SMDs), I think it is inappropriate to have this decision made for us by the state legislature. The voters of Austin should, and I believe will, make the decision to elect district representatives for themselves (I personally favor a hybrid system with some at large members). The Task Force to formulate a specific proposal should begin this summer, and I will work to make this happen. In the meantime, I will oppose a state mandate to do it. The Council should sponsor, and I will support, a measure to place the SMD option before the voters in 2011 after the 2010 census.

Thanks,  
LL

-----Original Message-----

From: Lorraine Atherton [[mailto: \[REDACTED\]](#)]  
Sent: Sat 4/11/2009 1:59 PM  
To: Leffingwell, Lee; Martinez, Mike [Council Member]; Morrison, Laura; Shade, Randi  
Subject: Wentworth bill on single-member districts

Dear Councilmembers Leffingwell, Martinez, Morrison, and Shade,

Rather than asking my state representatives to support Senator Wentworth's bill setting a 2010 deadline for single-member districts in cities of more than half a million, I would like to be able to tell them that the Austin City Council is already committed to addressing the issue of fair and responsive representation for all of Austin's citizens, east and west, by 2011.

You are probably already working on this, but I hope the council members who support geographic representation are planning to set up a city commission in the next few weeks to begin preparations for the 2010 charter revision process, including community-wide public participation in the formulation of a new hybrid election system. This seems a logical next step, following up on Council's 2008 decision to postpone the issue to the next Census. The establishment of such a commission now would allow citizens like myself to tell our state legislative delegation (including Senator Wentworth, who represents me) that Austin's City Council is making real progress toward reform, and that state intervention is not a priority for this session of the Legislature.

Thank you for your support of a fair system of geographic representation for the citizens of Austin.  
Lorraine Atherton

**From:** [Leffingwell, Lee](#)  
**To:** [Jackson, \[REDACTED\]](#); [Shade, Randi](#); [Martinez, Mike \[Council Member\]](#); [Bier, Marti](#); [Garza, Bobby](#); [Williams, Nancy](#); [Corona, Bob](#); [\[REDACTED\]](#); [Gecic, Filip](#)  
**Cc:** [Diaz, Elaine](#); [Cavazos, Jazmin](#)  
**Subject:** RE: REQUEST AGENDA ITEMS FOR PUBLIC HEALTH AND HUMAN SERVICES MEETING - APRIL 21, 2009 @ 3:00PM  
**Date:** Wednesday, April 08, 2009 10:20:00 PM

---

We need an item for action on the joint City/County nominee to the Health Care District Board.  
LL

-----Original Message-----

From: Jackson, Janet  
Sent: Wed 4/8/2009 11:38 AM  
To: Shade, Randi; Martinez, Mike [Council Member]; Bier, Marti; Garza, Bobby; Leffingwell, Lee; Williams, Nancy; Corona, Bob; [REDACTED]; Gecic, Filip  
Cc: Diaz, Elaine; Cavazos, Jazmin  
Subject: REQUEST AGENDA ITEMS FOR PUBLIC HEALTH AND HUMAN SERVICES MEETING - APRIL 21, 2009 @ 3:00PM

All,

Please submit agenda items for April's PHHS meeting to me by Wednesday, April 15, 2009. Thanks in advance for your cooperation!

Janet Jackson,  
Executive Secretary  
Council Member Lee Leffingwell  
Office # (512) 974-2260  
Fax # (512) 974-3212  
[janet.jackson@ci.austin.tx.us](mailto:janet.jackson@ci.austin.tx.us)

**From:** [Leffingwell, Lee](#)  
**To:** [Morrison, Laura](#)  
**Subject:** motion  
**Date:** Thursday, April 02, 2009 8:06:07 PM

---

To pass on 1<sup>st</sup> reading with instructions to incorporate recommendations in the TF letter before 2<sup>nd</sup> reading. What do you think? Do you have a copy of the letter?

**From:** [Leffingwell, Lee](#)  
**To:** [Martinez, Mike \[Council Member\]](#)  
**Subject:** FW: Nonsense?  
**Date:** Thursday, April 02, 2009 5:17:23 PM

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**From:** Hammond, Clarke  
**Sent:** Thursday, April 02, 2009 5:07 PM  
**To:** Leffingwell, Lee  
**Subject:** FW: Nonsense?

Skipper,

Doc Johnson posed the following questions to me a few minutes ago. The hiring of this guy from CLEAT seems surreal to me. How can we justify spending even vacancy savings money from the Law Department for this? We have too many chiefs and not indians in our 3rd floor suite these days. Somebody needs to tell Mr. Ott that he is going to be unable to balance next years budget on the backs of poor working stiffs here at the City. I am seldom surprised by the stupid things the City does but this hiring is going on the Bonehead Board in my den!

Clarke

Can anyone tell me how this makes any sense (see story below)? The timing alone is bizarre – the current police contract runs through 2011 with an option for 2012, so Mr. Watt will collect between \$236,000 and \$354,000 before another contract needs to be negotiated. And THIS is a job that gets approved despite the hiring freeze?

Is this an admission that the current police contract is an abject failure for the City? In the last downturn, the City paid public safety premiums on top of guaranteed raises for APD. The data strongly suggest that this explains the acceleration of the “growth gap” between APD salaries and funding sources during the last downturn (approx. 2001 – 2004). The outlook for the next few years is not good and, as a City, we find ourselves in the position of having guaranteed raises for APD AGAIN – which can only exacerbate the “growth gap” AGAIN. What is the saying about not learning from history?

As I read it , the current APD contract contains these guaranteed raises:

In FY 2009, the police pay increase is 2.5%.

In FY 2010, the police pay increase is 3%. However, if the majority of non-public safety employees (NPSE) receive a pay increase of “less than” 2.5%, then the police pay increase is 2.75%. Note that the target raise for NPSE is 3% which creates some common ground. However, a few scenarios here include:

- If the majority of NPSE receive a 2.5% pay raise (even if delayed as happened this year), then police still receive the full 3% pay raise. Can management/Council explain or justify this premium?
- If the majority of NPSE receive a pay adjustment ranging from a 2.49% raise to an undetermined cut, then police receive a 2.75% pay raise. Can management/Council explain or justify this premium?
  - Following up on the pay cut scenario, all NPSE could be subject to a pay cut, but the police raise could not fall below 2.75%. If the theoretical pay cut is 5%, then the police premium would be 7.75%. Can management/Council explain or justify this even greater premium?
- Also, a whole host of other scenarios, while not likely, are possible. One would be where a minority of NPSE could receive a cut (the over \$100K crowd as has



been mentioned in the press), the majority of NPSE receive a 2.5% raise (even if delayed), and the police receive the full 3% raise. Can management/Council explain or justify this premium?

In FY 2011, the police pay increase is 3%.

In FY 2012, the City has the option to extend the agreement and the police pay increase would be 3%. However, if the majority of NPSE receive a pay increase of more than 3%, then the police pay increase would escalate to the percentage increase that NPSE receive.

So, while police pay increases are locked in at some level during each year of the contract, there is a floor in 2010 and an escalator in 2012 (should the City extend the agreement).

Also, the above only covers base pay and does not include extra amounts guaranteed to police for such things as longevity pay, retirement contributions, field training officer pay, mental health certification pay, bilingual pay, compensation for lieutenants assigned an evening or night shift, a clothing allowance, education and certificate pay, and the shift differential.

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## **City hires former union official as labor relations officer**

By [Tony Plohetski](#) | Thursday, April 2, 2009, 10:55 AM

City of Austin officials have hired a longtime state police union leader to work as their new labor relations officer whose primary responsibility will be negotiating employment contracts with city workers, including firefighters and police officers.

Larry Watts worked for the Combined Law Enforcement Associations of Texas for two decades, serving most recently as the union's chief of staff. Last year, he helped negotiate the Austin Police Association's new labor contract with the city. He will be paid \$118,000 a year.

"Larry has a reputation on both sides of the aisle," Assistant City Manager Michael McDonald said. "We think his experience is going to be key as we go forward."

Watts also will be responsible for putting provisions in new contracts in place and assisting the city in handling any contract grievances.

McDonald said the city used a vacant position in the city law department to create the job.

### **PATRICK A. JOHNSON**

OFFICE OF THE CITY AUDITOR

AUSTIN, TEXAS

(512) 974-1333

**From:** [Leffingwell, Lee](#)  
**To:** [Bier, Marti](#); [Shade, Randi](#); [Martinez, Mike \[Council Member\]](#)  
**Cc:** [Williams, Nancy](#); [Moore, Andrew](#)  
**Subject:** RE: TCHD BOM  
**Date:** Wednesday, March 18, 2009 5:53:41 PM

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I assume that these interviews are for the joint appointment. I was under the impression that a majority of Commissioners were not on their committee either.

So maybe the best course would be to conduct your interviews and see if there is agreement on the joint appointment. (Just a thought).

LL

-----Original Message-----

From: Bier, Marti  
Sent: Wed 3/18/2009 4:59 PM  
To: Leffingwell, Lee; Shade, Randi; Martinez, Mike [Council Member]  
Cc: Williams, Nancy; Moore, Andrew  
Subject: TCHD BOM

Well, despite our efforts, we struck out with the County. They are continuing their interviews on 3/26 from 1-5pm. We have a few options:

1. We conduct our own interviews.
2. Nancy, Andy and I attend the Commissioner's interviews. We will not be allowed to directly ask questions, but they would permit 2 questions that we give them in advance. We should be able to get copies of the recorded interviews (because these are public hearings) that you can each watch later.
3. Randi goes and misses part of the Council meeting, however, the County's legal dept. advised that unless a quorum of the Council (or in this case the Sub-committee) is present, any single member of Council will be treated as a member of the public and will not be allowed to sit on the interview panel, so if we really wanted to be involved 2 of you would have to go.

Please advise me on your thoughts,

Marti

-----  
Marti Bier  
Policy Aide  
Office of City Council Member Randi Shade  
512-974-2255 (phone)  
512-974-1888 (fax)  
<http://www.ci.austin.tx.us/council/shade.htm>

**From:** [Leffingwell, Lee](#)  
**To:** [REDACTED]; [Martinez, Mike \[Council Member\]](#); [REDACTED]  
**Subject:** RE: "streamlining" Council meetings = agendas, re. Council info  
**Date:** Thursday, March 12, 2009 11:00:09 AM

---

I fully agree that Shirley should be involved, and that Council should maintain control over the agenda. Agenda reform is an issue that I have interested in, but with a view toward giving Council more control over it, as in the long past.

LL

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**From:** [REDACTED] [mailto:[REDACTED]]  
**Sent:** Wednesday, March 11, 2009 10:01 AM  
**To:** Leffingwell, Lee; Martinez, Mike [Council Member]; [REDACTED]  
**Subject:** 'streamlining' Council meetings = agendas, re. Council info

Good morning, Council Members,

Just a quick thought ~ I'd like to suggest that you have Shirley Gentry be included in the assessment process for this. The City Clerk had the responsibility for receiving info, reminding of deadlines & necessary back up information, finalizing Council agendas prior to the City Manager's office taking over that role and function.

*\* That happened in the time of previous City management. It wasn't quite straightforward to me then how that authority was transferred, even if a later justifying assumption was of more effective authority over departmental accountability for their items. \* & Shirley may actually have welcomed it, although it wasn't my impression at the time.*

The City Clerk, and Shirley Gentry specifically, has experience that might be characterized as a more policy-side perspective. She also had very good "Drill Sergeant" skills, if you will. The caution in keeping/consolidating CMO/CoA authority over officially posted items for policy implementation ( includes Council approved budget and subsequent Council actions throughout the fiscal year), could perhaps unintentionally or accidentally narrow further, at least on occasion, timely "notification" and as complete information as possible for the Council ( through official agenda posting, the general public as well).

The operational purview of the City organization and City Manager could conceivably assume Charter mandate in assessing Council purview from time to time, relative to operational decisions that are actually policy related. Complete information necessary and provided through a checks & balances type precaution might be gained in having Shirley's knowledge and insight at the "organizational table", in deciding efficient and appropriate streamlining.

I agree with Council Member Martinez' implication that a City Manager/ CMO should never be in the position of ruling on a Council Member's ability to place items on the agenda, which has theoretically been the case. It can be clearly articulated that since Council rules/policy in this context are set by the Council, as such can also be waived if they choose.

Just a thought ~ & Thanks for your time

Jackie Goodman

---

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**From:** [Leffingwell, Lee](#)  
**To:** [Bier, Marti](#); [Moore, Andrew](#); [Shade, Randi](#); [Williams, Nancy](#)  
**Cc:** [Martinez, Mike \[Council Member\]](#)  
**Subject:** RE: TCHD Board Scheduling  
**Date:** Saturday, March 07, 2009 7:41:15 AM

---

There are 5 work days in the week. Tuesday is County Court, Thursday is City Council. That leaves 3 other possibilities. I think that you should press to change the date to one of those 3 so that Randi can attend, and so that Mike, Randi, and I will not be crippled at the Council meeting without our trusty aides.

LL

-----Original Message-----

From: Bier, Marti  
Sent: Fri 3/6/2009 1:02 PM  
To: Moore, Andrew; Shade, Randi; Williams, Nancy  
Cc: Martinez, Mike [Council Member]; Leffingwell, Lee  
Subject: FW: TCHD Board Scheduling

Please see the email below from Sherri Fleming at the County. It looks like they have decided to do their interviews on March 26th, which is a Council meeting.

One option we discussed is that Nancy, Andy and I sit in on the interviews. I can try to request that they schedule them between 12-3 if possible which would allow us to miss as little of Council as possible.

If this is not acceptable to the sub-committee we can either schedule our own interviews with these 6 candidates, or I can go back and beg and plead with Sherri to see if the Commissioners are willing to negotiate a different time/date. Sherri did know our concerns going into this scheduling session with Judge Biscoe, so I'm not sure what my success will be with that.

Please advise,

Marti

-----  
Marti Bier  
Policy Aide  
Office of City Council Member Randi Shade  
512-974-2255 (phone)  
512-974-1888 (fax)  
<http://www.ci.austin.tx.us/council/shade.htm>

-----Original Message-----

From: Sherri Fleming [<mailto:sherri.moore@co.travis.tx.us>]  
Sent: Friday, March 06, 2009 12:56 PM  
To: Bier, Marti  
Cc: David Salazar  
Subject: RE: TCHD Board

Hi Marti:

Travis County's short-list of recommended candidates are:

Brenda Coleman-Beatty  
Judy Cortez (also on the City of Austin short-list) Katrina Daniel (also on the City of Austin short-list)  
Anthony Haley (also on the City of Austin short-list) Selia Servin-Lopez Dr. James We-Huang Tai

This list is not official until it is approved by the Commissioners Court.

The plan is to post an item on March 17th to receive the sub-committee recommendation and allow any additional deliberation by the Commissioners Court. Once an official list is approved, we are recommending that the Court interview at their scheduled work session on March 26.

Thanks for your involvement and attention. Let me know if you need anything further. SF

Sherri E. Fleming  
Executive Manager  
Travis County Health and Human Services and Veterans Service  
Voice: 512-854-4581 - Fax 512-854-4279  
sherri.fleming@co.travis.tx.us

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Thank you.

>>> "Bier, Marti" <Marti.Bier@ci.austin.tx.us> Tuesday, March 03, 2009  
>>> 11:19 AM >>>  
Sherri,

I'm sorry to keep bothering you on this, but was wondering if you knew any more on the process the CC wants to take for interviewing and selecting the joint TCHD Board Member.

Thanks,  
Marti

-----  
Marti Bier  
Policy Aide  
Office of City Council Member Randi Shade  
512-974-2255 (phone)  
512-974-1888 (fax)  
<http://www.ci.austin.tx.us/council/shade.htm>

-----Original Message-----  
From: Sherri Fleming [<mailto:sherri.moore@co.travis.tx.us>]  
Sent: Thursday, February 12, 2009 10:25 AM  
To: Bier, Marti; Ana Almaguel  
Subject: Re: TCHD Board

Marti:

Let me confer with Judge Biscoe and get back with you. Thanks and have a great day! SF

>>> "Bier, Marti" <Marti.Bier@ci.austin.tx.us> Thursday, February 12,  
>>> 2009 9:55 AM >>>  
Ana and Sherri,

It was great meeting you both yesterday and thank you so much for explaining the County's process to me.

Randi would like to sit in on the interviews if possible, and clearly having everyone in a room where they can immediately discuss and make a decision would be ideal. The problem that arises is that we have Council meetings on the 2nd and 4th Thursdays of every month until April 9th, however she will be out of town that day for Passover. So there's the dilemma.

If you think it's impossible to get the group together on a different day, than Randi completely understands, and we need to move onto Plan B (which we can figure out) of collaborating for the decision. If there is another option please let me know.

Thanks,  
Marti

-----  
Marti Bier  
Policy Aide  
Office of City Council Member Randi Shade  
512-974-2255 (phone)  
512-974-1888 (fax)  
<http://www.ci.austin.tx.us/council/shade.htm>

**From:** [Leffingwell, Lee](#)  
**To:** [Ott, Marc](#)  
**Subject:** RE: Comp Plan Meeting  
**Date:** Thursday, March 05, 2009 8:08:36 PM

---

Another subject: For the record, I'm OK with the September 14 date for APD cadet class – talked with Chief Acevedo and Sgt. Vincent, and everyone is moving forward with that.

LL

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**From:** Ott, Marc  
**Sent:** Thursday, March 05, 2009 8:03 PM  
**To:** Morrison, Laura  
**Cc:** Sandoval, Marie; Gutshall, Caleb; Claxton, Gregory; Stoll, Garner; Sherbert, Nicole; Walters, Mark; Hockmuller, Mike; Guernsey, Greg; Trimble, Michael; Leffingwell, Lee; Shade, Randi; Levinski, Robert; Edwards, Sue; Matthews, Douglas; Coleman, Glen; Williams, Nancy  
**Subject:** Re: Comp Plan Meeting

Your right!

Didn't mean to leave you out CM Leffingwell. We certainly look forward to your leadership throughout the project development process as well.

Marc

---

**From:** Morrison, Laura  
**To:** Ott, Marc  
**Cc:** Sandoval, Marie; Gutshall, Caleb; Claxton, Gregory; Stoll, Garner; Sherbert, Nicole; Walters, Mark; Hockmuller, Mike; Guernsey, Greg; Trimble, Michael; Leffingwell, Lee; Shade, Randi; Levinski, Robert; Edwards, Sue; Matthews, Douglas; Coleman, Glen; Williams, Nancy  
**Sent:** Thu Mar 05 20:00:01 2009  
**Subject:** RE: Comp Plan Meeting  
Plus CM Leffingwell who worked on this with us to make it happen...

---

**From:** Ott, Marc  
**Sent:** Thursday, March 05, 2009 7:54 PM  
**To:** Morrison, Laura  
**Cc:** Sandoval, Marie; Gutshall, Caleb; Claxton, Gregory; Stoll, Garner; Sherbert, Nicole; Walters, Mark; Hockmuller, Mike; Guernsey, Greg; Trimble, Michael; Leffingwell, Lee; Shade, Randi; Levinski, Robert; Edwards, Sue; Matthews, Douglas; Coleman, Glen; Williams, Nancy  
**Subject:** Re: Comp Plan Meeting

CM Morrison,

Thank you very much for the thoughtful sentiments re the staff's efforts. I know they appreciate it as I do.

My thanks to you and CM Shade for your leadership and guidance. The staff and I look forward to our partnership with you on this very important undertaking. With your help, I'm confident that we will be successful in developing a new comp plan that will serve our city well for many years to come.

Many thanks to you and CM Shade.



Marc

---

**From:** Morrison, Laura

**To:** Ott, Marc

**Cc:** Sandoval, Marie; Gutshall, Caleb; Claxton, Gregory; Stoll, Garner; Sherbert, Nicole; Walters, Mark; Hockmuller, Mike; Guernsey, Greg; Trimble, Michael; Hockmuller, Mike; Leffingwell, Lee; Shade, Randi; Levinski, Robert; Edwards, Sue; Matthews, Douglas; Coleman, Glen; Williams, Nancy

**Sent:** Thu Mar 05 15:09:42 2009

**Subject:** Comp Plan Meeting

Marc,

We had a very successful meeting last night with the public on the comprehensive plan consultant finalists. Over 50 people attended and we gathered important feedback and suggestions for more information that would be helpful in our deliberation.

In addition to expressing my thanks to all the staff that worked to make it happen (including Marie Sandoval; from NPZD Greg Guernsey, Garner Stoll, Mark Walters, Caleb Gutshall and Greg Glaxton; from PIO Nicole Sherbert; from Contracts Mike Trimble; from Organizational Development Mike Hockmuller), I wanted you to know what an extraordinary job they did in putting it together. We were on a very quick timeline as you know, but they brought professional expertise as well as attention to the finest details, which really allowed the meeting to be the success that it was.

Thank you, also, for supporting our efforts to enhance our decision making in this.

Laura

Laura Morrison

Austin City Council, Place 4

512-974-2258

512-974-1886 (Fax)

[Laura.Morrison@ci.austin.tx.us](mailto:Laura.Morrison@ci.austin.tx.us)

<http://www.ci.austin.tx.us/council/morrison.htm>

**From:** [Leffingwell, Lee](#)  
**To:** [Morrison, Laura](#); [Ott, Marc](#)  
**Cc:** [Sandoval, Marie](#); [Gutshall, Caleb](#); [Claxton, Gregory](#); [Stoll, Garner](#); [Sherbert, Nicole](#); [Walters, Mark](#); [Hockmuller, Mike](#); [Guernsey, Greg](#); [Trimble, Michael](#); [Shade, Randi](#); [Levinski, Robert](#); [Edwards, Sue](#); [Matthews, Douglas](#); [Coleman, Glen](#); [Williams, Nancy](#)  
**Subject:** RE: Comp Plan Meeting  
**Date:** Thursday, March 05, 2009 8:04:21 PM

---

That's OK, Marc. I'm used to being ignored.  
LL

---

**From:** Morrison, Laura  
**Sent:** Thursday, March 05, 2009 8:00 PM  
**To:** Ott, Marc  
**Cc:** Sandoval, Marie; Gutshall, Caleb; Claxton, Gregory; Stoll, Garner; Sherbert, Nicole; Walters, Mark; Hockmuller, Mike; Guernsey, Greg; Trimble, Michael; Leffingwell, Lee; Shade, Randi; Levinski, Robert; Edwards, Sue; Matthews, Douglas; Coleman, Glen; Williams, Nancy  
**Subject:** RE: Comp Plan Meeting

Plus CM Leffingwell who worked on this with us to make it happen...

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**From:** Ott, Marc  
**Sent:** Thursday, March 05, 2009 7:54 PM  
**To:** Morrison, Laura  
**Cc:** Sandoval, Marie; Gutshall, Caleb; Claxton, Gregory; Stoll, Garner; Sherbert, Nicole; Walters, Mark; Hockmuller, Mike; Guernsey, Greg; Trimble, Michael; Leffingwell, Lee; Shade, Randi; Levinski, Robert; Edwards, Sue; Matthews, Douglas; Coleman, Glen; Williams, Nancy  
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Many thanks to you and CM Shade.

Marc

---

**From:** Morrison, Laura  
**To:** Ott, Marc  
**Cc:** Sandoval, Marie; Gutshall, Caleb; Claxton, Gregory; Stoll, Garner; Sherbert, Nicole; Walters, Mark; Hockmuller, Mike; Guernsey, Greg; Trimble, Michael; Hockmuller, Mike; Leffingwell, Lee; Shade, Randi; Levinski, Robert; Edwards, Sue; Matthews, Douglas; Coleman, Glen; Williams, Nancy  
**Sent:** Thu Mar 05 15:09:42 2009  
**Subject:** Comp Plan Meeting

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Laura

Laura Morrison  
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<http://www.ci.austin.tx.us/council/morrison.htm>

**From:** [Leffingwell, Lee](#)  
**To:** [Morrison, Laura](#)  
**Subject:** Wildflower Commons  
**Date:** Wednesday, February 11, 2009 5:11:16 PM

---

Thank you for your comments. I have met with many constituents to discuss this case, and I am keenly aware of the environmental challenges it presents. I will continue to study the issue carefully.

Sincerely,

Lee Leffingwell

Austin City Council

**From:** [Leffingwell, Lee](#)  
**To:** [Ott, Marc](#)  
**Subject:** RE: Sorry  
**Date:** Tuesday, February 03, 2009 1:21:11 PM

---

No problem. I was a little surprised that no one else showed up.  
LL

-----Original Message-----

From: Ott, Marc  
Sent: Tuesday, February 03, 2009 12:52 PM  
To: Leffingwell, Lee  
Subject: Sorry

Lee, they caught me off guard today with the request to speak. I had intended to acknowledge you myself. I got a little carried away and didn't do that unfortunately. I apologize.

The moderator did acknowledge you inparticular, but you had already left.

Again, my apologies.

Marc

**From:** [Leffingwell, Lee](#)  
**To:** [Morrison, Laura](#); [Martinez, Mike \[Council Member\]](#)  
**Cc:** [Williams, Nancy](#); [Moore, Andrew](#); [Rush, Barbara](#)  
**Subject:** RE: Staffing for Sustainable Food Policy Board  
**Date:** Monday, January 19, 2009 3:08:35 PM

---

Haven't had time to think about it, but look forward to hearing your ideas.  
LL

-----Original Message-----

From: Morrison, Laura  
Sent: Mon 1/19/2009 2:51 PM  
To: Martinez, Mike [Council Member]; Leffingwell, Lee  
Cc: Williams, Nancy; Moore, Andrew; Rush, Barbara  
Subject: Staffing for Sustainable Food Policy Board

Mike and Lee -

Have you given thought or had conversations about the department/person that would staff our new board?

I met with Marla Camp (my appointee) recently and tossed around a few ideas. She is very motivated to get the board moving.

Thx,

Laura

Laura Morrison

Austin City Council, Place 4

512-974-2258

512-974-1886 (Fax)

[Laura.Morrison@ci.austin.tx.us](mailto:Laura.Morrison@ci.austin.tx.us)

<http://www.ci.austin.tx.us/council/morrison.htm>

**From:** [Leffingwell, Lee](#)  
**To:** [Morrison, Laura](#); [Shade, Randi](#); [Martinez, Mike \[Council Member\]](#); [REDACTED]  
**Cc:** [Moore, Andrew](#)  
**Subject:** RE: Proposed revolving loan program for social service providers/non-profits  
**Date:** Friday, January 02, 2009 1:05:27 PM

---

We do need some new ideas to stabilize funding for social services. Right now, EGRS is funded by Austin Energy - so their funding does not impact the general fund. Some social service providers such as Capital IDEA and American Youthworks (and others) are at least in part economic growth agencies - so there is good rationale for funding at least some of them through and by AE. Yours is an idea certainly worth exploring, and could be an important part in solving the problem of adequate social service funding.

LL

-----Original Message-----

From: Morrison, Laura  
Sent: Fri 1/2/2009 11:28 AM  
To: Shade, Randi; Martinez, Mike [Council Member]; [REDACTED]; Leffingwell, Lee  
Cc: Moore, Andrew  
Subject: RE: Proposed revolving loan program for social service providers/non-profits

Scott - Great creative ideas, just the kind of thinking we're going to need in the coming months. Happy new year!  
Laura

---

From: Shade, Randi  
Sent: Thu 1/1/2009 4:06 PM  
To: Martinez, Mike [Council Member]; [REDACTED]; Morrison, Laura; Leffingwell, Lee  
Cc: Moore, Andrew  
Subject: Re: Proposed revolving loan program for social service providers/non-profits

Ditto from me. Thanks and Happy New Year!

----- Original Message -----

From: Martinez, Mike [Council Member]  
To: [REDACTED] <[REDACTED]>; Morrison, Laura; Shade, Randi; Leffingwell, Lee  
Cc: Moore, Andrew  
Sent: Thu Jan 01 14:58:37 2009  
Subject: Re: Proposed revolving loan program for social service providers/non-profits

Happy New Year Scott.

Good suggestions/ideas. We will definitely consider these option and look forward to working with you again this year.

Take care,  
Mike

----- Original Message -----

From: [REDACTED] <[REDACTED]>  
To: Morrison, Laura; Shade, Randi; Martinez, Mike [Council Member]; Leffingwell, Lee

Sent: Thu Jan 01 14:53:58 2009

Subject: Proposed revolving loan program for social service providers/non-profits

Hello Laura, Randi, Lee and Mike,

In these very difficult times the COA should consider initiating a zero % interest revolving loan program to provide short-term assistance (60- to 90-days) to at least small and mid-size social service providers/non-profits.

These loans could be structured to have a 60-day or 90-day payback period.

I am aware through that the COA currently gives directly to social service providers through a contract process that should be revamped and is a main player with the CAN.

The Council could make a difference by securing \$100,000 from the Econ. Growth/Redevelopment Services Dept. as COA assistance could possible forestall layoffs at certain non-profits. A budget amendment could be considered in February.

I look forward to receiving a response even though you may not be in favor of my idea.

Re: the COA budget, significant savings could be had if drivers of COA vehicles would idle less. This includes APD vehicles. Their fuel expenditures are enormous and should be part of the cost savings that the City Mgr. is asking from each department. I have already recommended anti-idling devices be put on certain COA fleet vehicles and I believe a pilot project will be launched soon with grant funds.

Happy New Year,

Scott Johnson

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