

ETHICS REVIEW COMMISSION
CHAPTER 2-7 CITY CODE
COMPLAINT

NAME OF PERSON(S) FILING COMPLAINT: Nathan Wiebe, Chief of Investigations, Office of the City Auditor

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PLEASE FILE A SEPARATE COMPLAINT FORM FOR EACH PERSON COMPLAINED AGAINST.

NAME OF PERSON COMPLAINED AGAINST: Clifford Gillard

CITY OFFICE, DEPARTMENT, COMMISSION: African American Resource Advisory Commission

MAILING ADDRESS: unknown

PHONE NUMBER [IF KNOWN]: n/a

EMAIL ADDRESS [IF KNOWN]: n/a

The Ethics Review Commission has jurisdiction to hear complaints alleging violation(s) of the following provisions:

- City Code, Chapter 2-1, Section 2-1-24 (City Boards, Conflict of Interest and Recusal)
- City Code, Chapter 2-2 (Campaign Finance)
- City Code, Chapter 2-7 (Ethics and Financial Disclosure), except for Article 6 (Anti-lobbying and Procurement)
- City Code, Chapter 4-8 (Regulation of Lobbyists)
- City Charter, Article III, Section 8 (Limits on Campaign Contributions and Expenditures)

PLEASE LIST EACH ALLEGED VIOLATION OF THE ABOVE CITY CODE AND CHARTER PROVISIONS SEPARATELY ON THE FOLLOWING PAGES.

I.

SECTION OF CHARTER OR ORDINANCE VIOLATED: City Code 2-7-63 (B)

DATE OF ALLEGED VIOLATION: July 13, 2016

ACTIONS ALLEGED TO BE A VIOLATION:

We found evidence indicating that in June and July of 2016, while serving on the board of directors of Capitol View Arts (CVA), Clifford Gillard submitted material for CVA's funding proposal to an African American Resource Advisory Commission (AARAC) staff liaison, participated in the AARAC working group that evaluated the funding proposals, including CVA's proposal, and on July 13, 2016, voted on an agenda item in his capacity as an AARAC commissioner to recommend funding for CVA.

WITNESSES OR EVIDENCE THAT WOULD BE PRESENTED: _____

(see the table of contents attached)

CONTACT INFORMATION OF ANY PERSON(S), OTHER THAN THE PERSON COMPLAINED AGAINST, WHO IS IDENTIFIED BY NAME ABOVE OR IN ANY ATTACHMENTS AS INVOLVED IN THE ALLEGED INAPPROPRIATE CONDUCT: (Leave blank if inapplicable.)

NAME: _____

MAILING ADDRESS: _____

EMAIL ADDRESS [IF KNOWN]: _____

NAME: _____

MAILING ADDRESS: _____

EMAIL ADDRESS [IF KNOWN]: _____

NAME: _____

MAILING ADDRESS: _____

EMAIL ADDRESS [IF KNOWN]: _____

II.

SECTION OF CHARTER OR ORDINANCE VIOLATED: §2-7-64(A) and §2-7-64(B)

DATE OF ALLEGED VIOLATION: July 13, 2016

ACTIONS ALLEGED TO BE A VIOLATION:

We found evidence that Clifford Gillard did not disclose that he serves as a member of the board of directors of a nonprofit entity for which he participated in a vote or decision regarding funding by the City.

WITNESSES OR EVIDENCE THAT WOULD BE PRESENTED: _____

_____ (see the table of contents attached)

CONTACT INFORMATION OF ANY PERSON(S), OTHER THAN THE PERSON

COMPLAINED AGAINST, WHO IS IDENTIFIED BY NAME ABOVE OR IN ANY

ATTACHMENTS AS INVOLVED IN THE ALLEGED INAPPROPRIATE

CONDUCT: (Leave blank if inapplicable.)

NAME: _____

MAILING ADDRESS: _____

EMAIL ADDRESS [IF KNOWN]: _____

NAME: _____

MAILING ADDRESS: _____

EMAIL ADDRESS [IF KNOWN]: _____

NAME: _____

MAILING ADDRESS: _____

EMAIL ADDRESS [IF KNOWN]: _____

III.

SECTION OF CHARTER OR ORDINANCE VIOLATED: §2-1-24(B)

DATE OF ALLEGED VIOLATION: July 13, 2016

ACTIONS ALLEGED TO BE A VIOLATION:

We found evidence that Clifford Gillard, in his capacity as a commissioner on the African American Resource Advisory Commission (AARAC), did not indicate on the attendance sheet for the July 13, 2016, AARAC meeting a conflict with any item on the agenda; specifically, Gillard did not indicate his alleged conflict with agenda item 6(a): Budget Recommendations.

WITNESSES OR EVIDENCE THAT WOULD BE PRESENTED: _____

(see the table of contents attached)

CONTACT INFORMATION OF ANY PERSON(S), OTHER THAN THE PERSON COMPLAINED AGAINST, WHO IS IDENTIFIED BY NAME ABOVE OR IN ANY ATTACHMENTS AS INVOLVED IN THE ALLEGED INAPPROPRIATE CONDUCT: (Leave blank if inapplicable.)

NAME: _____

MAILING ADDRESS: _____

EMAIL ADDRESS [IF KNOWN]: _____

NAME: _____

MAILING ADDRESS: _____

EMAIL ADDRESS [IF KNOWN]: _____

NAME: _____

MAILING ADDRESS: _____

EMAIL ADDRESS [IF KNOWN]: _____

IV.

SECTION OF CHARTER OR ORDINANCE VIOLATED: _____

DATE OF ALLEGED VIOLATION: _____

ACTIONS ALLEGED TO BE A VIOLATION:

WITNESSES OR EVIDENCE THAT WOULD BE PRESENTED: _____

CONTACT INFORMATION OF ANY PERSON(S), OTHER THAN THE PERSON COMPLAINED AGAINST, WHO IS IDENTIFIED BY NAME ABOVE OR IN ANY ATTACHMENTS AS INVOLVED IN THE ALLEGED INAPPROPRIATE CONDUCT: (Leave blank if inapplicable.)

NAME: _____

MAILING ADDRESS: _____

EMAIL ADDRESS [IF KNOWN]: _____

NAME: _____

MAILING ADDRESS: _____

EMAIL ADDRESS [IF KNOWN]: _____

NAME: _____

MAILING ADDRESS: _____

EMAIL ADDRESS [IF KNOWN]: _____

[IF MORE ROOM IS NECESSARY, PLEASE CONTINUE ON A BLANK PAGE USING THE SAME FORMAT]

ALL THE STATEMENTS AND INFORMATION IN THIS COMPLAINT ARE TRUE AND FACTUAL TO THE BEST OF MY KNOWLEDGE.

DATE: _____

COMPLAINANT'S SIGNATURE

PRINT NAME

STATE OF TEXAS

COUNTY OF TRAVIS

This instrument was acknowledged, sworn to and subscribed before me by

On the _____ day of _____, _____, to certify which witness my hand and official seal.

Notary Public in and for the State of Texas

Typed or Printed Name of Notary

THIS FORM MUST BE SUBMITTED TO THE OFFICE OF THE CITY CLERK.

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Exhibit A

OFFICE OF THE CITY AUDITOR INVESTIGATIVE COMPLAINT
2017
Office of the City Auditor Complaint Against Clifford Gillard

Allegation

In December 2016 the Office of the City Auditor received an allegation that African American Resource Advisory Commission (AARAC) member Clifford Gillard is on the Board of Directors of Capitol View Arts (CVA) and that he participated in a commission vote to recommend funding for CVA, which may have been a conflict of interest.

Background

The AARAC “advise[s] the city council on issues relating to the quality of life for the City’s African American community and shall recommend programs designed to alleviate any inequities that may confront African Americans in social, economic and vocational pursuits, including; health care; housing, including affordable housing, home ownership and homelessness; entertainment opportunities for professionals and students; employment; and cultural venues, including museums, theaters, art galleries and music venues.” [\[Exhibit B\]](#) Gillard was appointed to sit on the AARAC in July 2015. [\[Exhibit C\]](#)

CVA is an Austin nonprofit organization that “supports the arts community through arts education, collaborative opportunities, and the preservation of venues for performances and public use.” [\[Exhibit D\]](#) Since its formation in 2011, CVA has received funding from the City of Austin collectively totaling over \$108,000. [\[Exhibits E, F\]](#) Clifford Gillard co-founded CVA and stated that he has been on its board since CVA’s inception. [\[Exhibit D\]](#) We did not assess the appropriateness of the funding or any potential role Gillard may have had in the funding.

Investigation Results

We found evidence indicating that in June and July of 2016, while serving on the board of directors of CVA, Clifford Gillard submitted material for CVA’s funding proposal to an AARAC staff liaison, participated in the AARAC working group that evaluated the funding proposals, including CVA’s proposal, and voted on an agenda item in his capacity as an AARAC commissioner to recommend funding for CVA. [\[Exhibit G, H, I\]](#) Additionally, we found evidence that Clifford Gillard did not disclose his interest or connection with CVA, as required by Code. [\[Exhibit J\]](#) The AARAC’s budget recommendation was approved by the commission and CVA was included in the City’s Fiscal Year (FY) 2017 Budget Concept Menu, however Council did not ultimately fund the CVA recommendation in the FY 2017 budget. [\[Exhibits G, K\]](#)

Vote or Decision

According to City Code §2-7-63(B): Prohibition of Conflict of Interest:

“A City official or employee who serves as a corporate officer or member of the board of directors of a nonprofit entity may not participate in a vote or decision regarding funding by or through the City for the entity...”

As a commissioner appointed by the city council to serve on AARAC, Gillard appears to be considered a City official as defined in City Code §2-7-2 (3): [\[Exhibit C\]](#)

“City official, unless otherwise expressly defined, includes individuals appointed by the mayor and city council to all City commissions, committees, boards, task forces, or other City bodies unless specifically exempted from this chapter by the city council.”

For this reason, §2-7-63(B) appears to apply to Gillard.

We found evidence that in June and July of 2016 Gillard volunteered for and participated on the AARAC’s budget working group. [\[Exhibit H\]](#) According to testimony from Gillard and City staff, Gillard and the other

Exhibit A

members of the budget working group reviewed the funding recommendation proposals for programs requesting funding in the FY 2017 budget and divided these items into three tiers of importance. The budget working group listed CVA as one of eight “critical” items, the highest level of importance. [\[Exhibit L\]](#)

Although CVA was recommended for funding, neither Gillard nor City staff were able to provide our office with a formal application for funding for CVA. We did, however, find evidence that Gillard submitted supporting documentation for CVA to an AARAC staff liaison. This information includes a list of CVA board members that identifies Gillard as the board president, an accomplishments page for CVA, a brief organization history, and a letter from the IRS informing CVA that they were approved for tax exempt status. [\[Exhibit I\]](#)

On July 13, 2016, AARAC discussed and voted on budget recommendations for the City’s FY 2017 budget and recommended \$50,000 of funding for CVA. [\[Exhibit G, M\]](#) According to the recommendation’s description, “Capital [sic] View Arts, a cultural contractor for the City of Austin, seeks funding to become an educator and advisor to African and Hispanic Cultural Contractors...” [\[Exhibit G\]](#) We found evidence that Clifford Gillard was present at the July 13, 2016, meeting where the budget recommendations were voted on. [\[Exhibits G, J, N\]](#) We also found evidence that Gillard did not abstain from the vote. [\[Exhibits G, J\]](#)

The funding recommendation of \$50,000 for CVA was included in in the City’s FY 2017 Budget Concept Menu dated September 7, 2016, however Council did not ultimately fund the CVA recommendation in the FY 2017 budget. [\[Exhibit K\]](#)

When interviewed, Gillard confirmed that he participated in the working group that ranked CVA in the top tier of importance and participated in the July 13, 2016, budget recommendation vote that recommended funding for CVA. During that interview, Gillard explained that “you don’t vote on the issue that you are directly involved in” and said “hindsight was better than foresight.”

These acts appear to constitute violations of the following criteria:

- §2-7-63(B): Prohibition of Conflict of Interest

Failure to Disclose and Recuse

City Code §2-7-64(A): Disclosure of Conflict of Interest states:

“A City official shall disclose... that he serves as a corporate officer or member of the board of directors of a nonprofit entity for which a vote or decision regarding funding by or through the City is being considered.”

We found evidence that Clifford Gillard did not disclose his interest or connection with CVA, as required by Code. [\[Exhibit J\]](#) Additionally, City Code §2-7-64(B) requires:

“[an] unsalaried City Official, prior to the vote or decision, either shall file an affidavit as required by Chapter 171 (Regulation of Conflicts of Interest of Officers of Municipalities, Counties, and Certain Other Local Governments) of the Local Government Code or, if not so required, shall publicly disclose in the official records of the body the nature and extent of such interest.”

We reviewed the attendance sign-in sheet for the July 13, 2016, AARAC meeting and found evidence that Gillard signed the attendance sheet but did not indicate that he had any conflict of interest, despite there being a field for him to do so. [\[Exhibit J\]](#)

When interviewed, Gillard acknowledged that he did not disclose his conflict of interest on the AARAC sign-in sheet for the July 13, 2016, budget recommendation vote that recommended funding for CVA.

These acts appear to constitute violations of the following criteria:

Exhibit A

- §2-7-64(A): Disclosure of Conflict of Interest
- §2-7-64(B): Disclosure of Conflict of Interest
- §2-1-24(B): Conflict of Interest and Recusal

Investigation Criteria

Vote or Decision

City Code §2-7-63 – PROHIBITION OF CONFLICT OF INTEREST

(B) A City official or employee who serves as a corporate officer or member of the board of directors of a nonprofit entity may not participate in a vote or decision regarding funding by or through the City for the entity...

City Code §2-7-64 – DISCLOSURE OF CONFLICT OF INTEREST

(A) A City official shall disclose the existence of any substantial interest he may have in a natural person, entity or property which would be affected by a vote or decision of the body of which the City official is a member or that he serves as a corporate officer or member of the board of directors of a nonprofit entity for which a vote or decision regarding funding by or through the City is being considered.

(B) To comply with this section, a councilmember or unsalaried City official, prior to the vote or decision either shall file an affidavit as required by Chapter 171 (Regulation of Conflicts of Interest of Officers of Municipalities, Counties, and Certain Other Local Governments) of the Local Government Code or, if not so required, shall publicly disclose in the official records of the body the nature and extent of such interest.

City Code §2-7-2 – DEFINITIONS

(3) CITY OFFICIAL or OFFICIAL... City official, unless otherwise expressly defined, includes individuals appointed by the mayor and city council to all City commissions, committees, boards, task forces, or other City bodies unless specifically exempted from this chapter by the city council.

Failure to Disclose or Recuse

City Code §2-1-24 – CONFLICT OF INTEREST AND RECUSAL

(A) This section is cumulative of Chapter 2-7 (Ethics And Financial Disclosure) and Local Government Code Chapter 171 (Regulation Of Conflicts Of Interest Of Officers Of Municipalities, Counties, And Certain Other Local Governments). Under this section a board member has a conflict of interest if the City Code or another law prohibits the board member from taking action on a vote or decision before the board.

(B) At each meeting, a board member shall sign an attendance sheet and shall indicate:

(1) that the board member has no conflict of interest related to any item on the agenda; or

(2) the number of an agenda item for which the board member has a conflict of interest.

Methodology

To accomplish our objective, we performed the following steps:

- reviewed applicable City Code and policy;
- conducted background research;
- conducted interviews with City of Austin staff;
- conducted forensic analysis of email data;
- reviewed meeting minutes and other relevant board and commissions documents related to the allegation;
- reviewed City Council meeting documents related to the agenda item in question; and
- interviewed the subject.

CAIU Investigative Standards

Investigations by the Office of the City Auditor are considered non-audit projects under the Government Auditing Standards and are conducted in accordance with the ethics and general standards (Chapters 1-3), procedures recommended by the Association of Certified Fraud Examiners (ACFE), and the ACFE Fraud Examiner's Manual. Investigations conducted also adhere to quality standards established by the Council of the Inspectors General on Integrity and Efficiency (CIGIE), Quality Standards for Investigations, and City Code.

The Office of the City Auditor, per City Code, may conduct investigations into fraud, abuse, or illegality that may be occurring. If the City Auditor, through the Integrity Unit, finds that there is sufficient evidence to indicate that a material violation of a matter within the office's jurisdiction may have occurred, the City Auditor will issue an investigative report and provide a copy to the appropriate authority.

Exhibit B

City Code § 2-1-101 - AFRICAN AMERICAN RESOURCE ADVISORY COMMISSION
2017

§ 2-1-101 - AFRICAN AMERICAN RESOURCE ADVISORY COMMISSION.

- (A) The African American Resource Advisory Commission should have a balanced membership reflecting in-depth knowledge of the challenges and concerns of the African American community. The city council should appoint persons who are representative of or sensitive to the needs of the African American community in the city, and may appoint persons from the community-at-large and persons who are members of:
- (1) the Austin Area Urban League;
 - (2) the Greater Austin Black Chamber of Commerce;
 - (3) the National Association for the Advancement of Colored People;
 - (4) the Pro Arts Collective;
 - (5) the Austin Revitalization Authority; and
 - (6) the Alliance for African American Health in Central Texas.
- (B) The city manager or designee shall serve as an ex officio member of the commission.
- (C) The commission shall advise the city council on issues relating to the quality of life for the City's African American community and shall recommend programs designed to alleviate any inequities that may confront African Americans in social, economic, and vocational pursuits, including:
- (1) health care;
 - (2) housing, including affordable housing, home ownership, and homelessness;
 - (3) entertainment opportunities for professionals and students;
 - (4) employment; and
 - (5) cultural venues, including museums, theaters, art galleries, and music venues.
- (D) The commission shall advise the council on matters related to the African American Cultural and Heritage Facility, the George Washington Carver Museum and Cultural Center, and the African American Cultural Heritage District.
- (E) In addition to the 11 members nominated by the council, the council shall appoint four additional members, one member nominated by each of the following:
- (1) the Austin Revitalization Authority;
 - (2) the Greater Austin Black Chamber of Commerce;
 - (3) the National Association for the Advancement of Colored People; and
 - (4) the Austin Area Urban League.

Source: Ord. 20071129-011; Ord. 20111215-053; Ord. No. 20141211-204, Pt. 7, 7-1-15; Ord. No. 20160128-064, Pt. 1, 2-8-16; Ord. No. 20160303-034, Pt. 4, 3-14-16.

Exhibit C

AARAC MEMBERSHIP LIST

2017

Membership list of the African American Resource Advisory Commission (AARAC) taken from the AARAC's website on March 10, 2017.



African American Resource Advisory Commission

Membership Information

Membership: City resident, if applicable
 Austin Revitalization Authority
 Greater Austin Black Chamber of Commerce
 National Association for the Advancement of Colored People
 Austin Area Urban League

Number of Members: 15

Term: Four (4) year staggered terms

| Current Membership | First Appointed | Date Reappointed | Term Expires |
|---|-----------------|------------------|--------------|
| Daryl Horton, Chair Contact Phone: (512) 477-8080 E-mail Address: bc-Daryl.Horton@austintexas.gov Nominated by: Council Member Ora Houston | 09/24/09 | 07/01/15 | 02/28/19 |
| Dr. Chiquita Eugene, Vice Chair Contact Phone: (512) 426-0728 E-mail Address: bc-Chiquita.Eugene@austintexas.gov Nominated by: Council Member Ann Kitchen | 12/07/06 | 07/23/09 | 02/28/19 |
| LaTisha Anderson Contact Phone: (512) 484-9302 E-mail Address: bc-LaTisha.Anderson@austintexas.gov Nominated by: Council Member Greg Casar | 09/17/15 | | 02/28/17 |
| Jessica Faith Carter Contact Phone: (832) 794-1036 E-mail Address: bc-JessicaFaith.Carter@austintexas.gov Nominated by: Council Member Kathie Tovo | 07/01/15 | | 02/28/19 |
| Aaron Demerson Contact Phone: (512) 470-6544 E-mail Address: bc-Aaron.Demerson@austintexas.gov Nominated by: Council Member Ellen Troxclair | 08/06/15 | | 02/28/19 |
| Lisa Fritsch Contact Phone: (512) 560-0060 E-mail Address: BC-Lisa.Fritsch@austintexas.gov Nominated by: Council Member Sheri Gallo | 05/05/16 | | 02/28/17 |
| Clifford Gillard Contact Phone: (512) 574-5508 E-mail Address: bc-Clifford.Gillard@austintexas.gov Nominated by: Council Member Sabino Renteria | 07/01/15 | | 02/28/19 |
| Tam Hawkins | 02/04/16 | | 02/28/19 |

Exhibit C

| | | | |
|--|----------|----------|----------|
| E-mail Address: BC-Tam.Hawkins@austintexas.gov Nominated by: Outside Representing: Greater Austin Black Chamber of Commerce | | | |
| Marissa Jones Contact Phone: (254) 466-6235 E-mail Address: BC-Marissa.Jones@austintexas.gov Nominated by: Outside | 03/03/16 | | 02/28/19 |
| Michael Lee, Esq Contact Phone: (512) 366-8161 E-mail Address: bc-Michael.Lee@austintexas.gov Nominated by: Council Member Don Zimmerman | 07/01/15 | | 02/28/17 |
| Nelson Linder Contact Phone: (512) 695-9974 E-mail Address: bc-Nelson.Linder@austintexas.gov Nominated by: Outside | 07/24/08 | 02/04/16 | 02/28/19 |
| Ruthie Redmond Contact Phone: (000) 000-0000 E-mail Address: bc-Ruthie.Redmond@austintexas.gov Nominated by: Council Member Leslie Pool | 02/11/16 | | 02/28/21 |
| Gregory Smith Contact Phone: (512) 773-4694 Nominated by: Outside Representing: Austin Revitalization Authority | 02/04/16 | | 02/28/19 |
| Kenneth Thompson Contact Phone: (512) 990-0422 E-mail Address: bc-Kenneth.Thompson@austintexas.gov Nominated by: Mayor Steve Adler | 07/01/15 | | 02/28/19 |
| Aaron Whatley Contact Phone: (512) 550-6265 E-mail Address: bc-Aaron.Whatley@austintexas.gov Nominated by: Council Member Delia Garza | 07/01/15 | | 02/28/17 |

Questions about the information on this page?
Contact: City Clerk : General: (512) 974-2210
Boards and Commissions: (512) 974-2497

Exhibit D

CAPITOL VIEW ARTS' ABOUT PAGE

2017

Screenshot of Capitol View Arts' About page from their website. Screenshot taken on June 6, 2017.

CAPITOL VIEW ARTS

[Home](#) [About](#) [Artist Services](#) [East Austin](#) [Past Activities](#) [Donate](#) [Contact](#)

Mission and Purpose

Capitol View Arts supports the arts community through arts education, collaborative opportunities, and the preservation of venues for performances and public use.

Capitol View Arts is committed to:

- Building a positive environment in which artists can work that encourages collaboration, diversity, and cultural awareness.
- Offering support for art entrepreneurs in their economic and creative pursuits.
- Promoting community participation in the arts.

History

Co-founders Clifford Gillard and Alissa McCain have a history of service to east Austin and urban artists. In 2010 and 2011, they collaborated through their involvement with respective organizations, Another Option Productions and Austin Music Foundation. Programs developed by Clifford and Alissa offered specialized community educational and networking events catering to urban artists, within the east Austin community, and were held at the Victory Grill during the month of February, Black History Month in 2010 and 2011. Programs were well attended with the first educational event in 2010 attracting over 100 participants to learn about marketing and promotion for urban artists. In February 2011, seminars on radio airplay, monetizing your career, and tips for protecting your art served even more individuals than in February 2010.

This evidence of a need to serve the east Austin and minority communities led to the expansion of Another Option Productions into its own charitable organization, operating year round, renamed Capitol View Arts in May 2011. The programs of Capitol View Arts expand on the previous success of the above collaboration while adding initiatives to provide performance opportunities on Austin's east side, to preserve the historical impact of the Victory Grill and African American culture in the surrounding community, to offer the public a chance to participate in and celebrate east Austin's artistic contributions, and to offer touring and marketing support to artists.

In March of 2012, after operating 10 months as a fund of the Austin Community Foundation, Capitol View Arts received its 501c3 charitable organization designation.

Sign up for our Email Newsletter

Sign Up
Enter your email and click the Subscribe button.

Subscribe

Privacy by SafeSubscribe™

Capitol View Arts is a nonprofit created to offer business education to Austin's artists and revitalize performance opportunities on Austin's east side.

Programs include educational and networking events, mentoring and career development, music festival and conference travel and logistical support, and the preservation and revitalization of the Historic Victory Grill.

In recognition of the historical contribution the Victory Grill has made to Austin's unique musical heritage, Capitol View Arts desires to preserve the Grill's past and lend a helping hand to its future as an anchor in the African-American community and a destination for artists to perform at for years to come.

Please visit our website often to learn more about our programs and services. Email us at info@CapitolViewArts.org with ideas and input. Community participation is crucial to our success.



This project is funded and supported in part by a grant from the Texas Commission on the Arts and the City of Austin through the Cultural Arts Division believing an investment in the Arts is an investment in Austin's future. Visit Austin at Now Playing Austin.

Exhibit D

6/6/2017

About |



The City of Austin Music Division promotes the artistic excellence and diversity of Austin music and creates a sustainable cultural environment for the community that enhances the economic vitality of Austin. CVA appreciates the support of the Music Division.



[Home](#) [About](#) [Artist Services](#) [East Austin](#) [Past Activities](#) [Donate](#) [Contact](#)

Wordpress Theme by ThemeZee

Exhibit E

CAPITOL VIEW ARTS' CERTIFICATE OF FORMATION

2011

Copy of Capitol View Arts' Certificate of Formation from 2011

FILED
In the Office of the
Secretary of State of Texas

MAY 06 2011

CERTIFICATE OF FORMATION

OF

Capitol View Arts

(A Non-Profit Corporation)

Corporations Section

The undersigned, a natural person of the age of eighteen (18) years or more, acting as organizer of a corporation under the Texas Business Organizations Code (the "Code"), hereby files the following Certificate of Formation:

ARTICLE ONE

Name

The name of the Corporation is **Capitol View Arts**.

ARTICLE TWO

Nonprofit Corporation

The Corporation is a nonprofit corporation.

ARTICLE THREE

Duration

The period of the Corporation's duration is perpetual.

ARTICLE FOUR

Purposes

Section 4.01. The Corporation is organized exclusively for charitable and educational purposes as defined in Section 501(c) (3) of the Internal Revenue Code. These activities will include, but not be limited to supporting art entrepreneurs through educational and collaborative opportunities while encouraging community participation in the arts. The corporation may engage in all such activities that further these purposes.

Section 4.02. Notwithstanding any other provision of these Articles of Incorporation:

a. No part of the net earnings of the Corporation shall inure to the benefit of any director of the Corporation, officer of the Corporation, or any private individual (except that reasonable compensation may be paid for services rendered to or for the Corporation affecting one or more of its purposes); and no director, officer or any private individual shall be entitled to share in the distribution of any of the corporate assets on dissolution of the Corporation. No substantial part of the activities of the Corporation shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the Corporation shall not participate in, or intervene in (including the publication or distribution of statements) any political campaign on behalf of any candidate for public office.

b. The corporation shall not conduct or carry on any activities not permitted to be conducted or carried on by an organization exempt from taxation under Section 501(c) (3) of the Internal Revenue Code and its Regulations as they now exist or as they may hereafter be amended, or by an organization, contributions to which are deductible under 170(c) (2) of the Internal Revenue Code and Regulations as they now exist or as they may hereafter be amended.

c. Upon dissolution of the Corporation or the winding up of its affairs, the assets of the Corporation shall be distributed exclusively to charitable organizations which would then qualify under the provisions of Section 501(c)(3) of the Internal Revenue Code and its Regulations as they now exist or as they may be hereafter amended.

d. The Corporation is organized pursuant to the Texas Nonprofit Corporation Act and does not contemplate pecuniary gain or profit and is organized for nonprofit purposes which are consistent with the provisions of Section 501(c)(3) of the Internal Revenue Code and its Regulations as they now exist or as they may be hereafter amended.

ARTICLE FIVE
Membership

The Corporation shall have no voting members.

ARTICLE SIX
Initial Registration Office and Agent

The street address of the initial registered office of the Corporation is 1104 E. 11th St, Austin, TX 78702, and the name of the initial registered agent at such address is Clifford Gillard.

ARTICLE SEVEN
Directors

The number of Directors constituting the initial Board of Directors of the Corporation is three (3), and the names and addresses of those people who are to serve as the initial Directors are:

| <u>Name</u> | <u>Address</u> |
|------------------|---|
| Clifford Gillard |  |
| Alissa McCain | |
| Jose Alvarez | |

ARTICLE EIGHT
Indemnification of Directors and Officers

Each Director and each officer or former Director or officer may be indemnified and may be advanced reasonable expenses by the Corporation against liabilities imposed upon him or her and expenses reasonably incurred by him or her in connection with any claim against him or her, or any action, suit or proceeding to which he or she may be a party by reason of his or being, or having been, such Director or officer and against such sum as independent counsel selected by the Directors shall deem reasonable payment made in settlement of any such claim, action, suit or proceeding primarily with the view of avoiding expenses of litigation; provided, however, that no Director or officer shall be indemnified (a) with respect to matters as to which he or she shall be adjudged in such action, suit or proceeding to be liable for negligence or misconduct in performance or duty, (b) with respect to any matters which shall be settled by the payment of sums which independent counsel selected by the Directors shall not deem reasonable payment made primarily with a view to avoiding expense of litigation, or (c) with respect to matters for which such indemnification would be against public policy. Such rights of indemnification shall be in addition to any other rights to which Directors or officers may be entitled under any bylaw, agreement, corporate resolution, vote of Directors or otherwise. The Corporation shall have the power to purchase and maintain at its cost and expense insurance on behalf of such persons to the fullest extent permitted by this Article and applicable state law.

Exhibit E

ARTICLE NINE Limitation on Scope of Liability

No director shall be liable to the Corporation for monetary damages for an act or omission in the Director's capacity as a Director of the Corporation, except and only for the following:


- a. A breach of the Director's duty of loyalty to the Corporation;
- b. An act or omission not in good faith by the Director or an act or omission that involves the intentional misconduct or knowing violation of the law by the Director;
- c. A transaction from which the Director gained any improper benefit whether or not such benefit resulted from an action taken within the scope of the Director's office; or
- d. An act or omission by the Directors for which liability is expressly provided for by statute.

ARTICLE TEN Informal Action by Directors

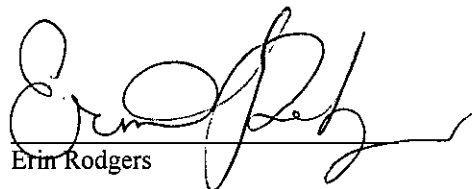
Any action required by law to be taken at a meeting of Directors, or any action which may be taken at a meeting of Directors, may be taken without a meeting if a consent in writing setting forth the action so taken shall be signed by a sufficient number of Directors as would be necessary to take that action at a meeting at which all of the Directors were present and voted. All consents signed in this manner must be delivered to the Secretary or other officer having custody of the minute book within sixty (60) days after the date of the earliest dated consent delivered to the Corporation in this manner. A facsimile transmission or other similar transmission shall be regarded as signed by the Director for purposes of this Article.


ARTICLE ELEVEN Organizer

The name and address of the organizer is:

| <u>Name</u> | <u>Address</u> |
|--------------|--|
| Erin Rodgers |  |

IN WITNESS WHEREOF, I have hereunto set my hand, this 3rd day of May, 2011


Erin Rodgers

| | | |
|--|--|---|
| <p>Form 424 (Revised 05/11)</p> <p>Submit in duplicate to: Secretary of State P.O. Box 13697 Austin, TX 78711-3697 512 463-5555 FAX: 512/463-5709 Filing Fee: See instructions</p> |  Certificate of Amendment | <p>This space reserved for office use.</p> <p>FILED In the Office of the Secretary of State of Texas AUG 12 2011 Corporations Section</p> |
|--|--|---|

Entity Information

The name of the filing entity is:

Capitol View Arts

State the name of the entity as currently shown in the records of the secretary of state. If the amendment changes the name of the entity, state the old name and not the new name.

The filing entity is a: (Select the appropriate entity type below.)

- | | |
|---|---|
| <input type="checkbox"/> For-profit Corporation | <input type="checkbox"/> Professional Corporation |
| <input checked="" type="checkbox"/> Nonprofit Corporation | <input type="checkbox"/> Professional Limited Liability Company |
| <input type="checkbox"/> Cooperative Association | <input type="checkbox"/> Professional Association |
| <input type="checkbox"/> Limited Liability Company | <input type="checkbox"/> Limited Partnership |

The file number issued to the filing entity by the secretary of state is: 801422738

The date of formation of the entity is: 05/06/2011

Amendments

1. Amended Name

(If the purpose of the certificate of amendment is to change the name of the entity, use the following statement)

The amendment changes the certificate of formation to change the article or provision that names the filing entity. The article or provision is amended to read as follows:

The name of the filing entity is: (state the new name of the entity below)

The name of the entity must contain an organizational designation or accepted abbreviation of such term, as applicable.

2. Amended Registered Agent/Registered Office

The amendment changes the certificate of formation to change the article or provision stating the name of the registered agent and the registered office address of the filing entity. The article or provision is amended to read as follows:

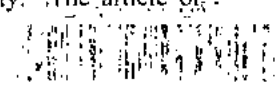


Exhibit E

Registered Agent
(Complete either A or B, but not both. Also complete C.)

A. The registered agent is an organization (cannot be entity named above) by the name of:

OR

B. The registered agent is an individual resident of the state whose name is:

| <i>First Name</i> | <i>M.I.</i> | <i>Last Name</i> | <i>Suffix</i> |
|---|-------------|------------------|---------------|
| The person executing this instrument affirms that the person designated as the new registered agent has consented to serve as registered agent. | | | |

C. The business address of the registered agent and the registered office address is:

| <i>Street Address (No P.O. Box)</i> | <i>City</i> | <i>State</i> | <i>Zip Code</i> |
|-------------------------------------|-------------|--------------|-----------------|
| | | TX | |

3. Other Added, Altered, or Deleted Provisions

Other changes or additions to the certificate of formation may be made in the space provided below. If the space provided is insufficient, incorporate the additional text by providing an attachment to this form. Please read the instructions to this form for further information on format.

Text Area (The attached addendum, if any, is incorporated herein by reference.)

Add each of the following provisions to the certificate of formation. The identification or reference of the added provision and the full text are as follows:
Section 4.01. The Corporation is organized exclusively for charitable and educational purposes as defined in Section 501(c) (3) of the Internal Revenue Code. These activities will include, but not be limited to supporting the arts community through arts education, collaborative opportunities, and the preservation of venues for performances and public use. The corporation may engage in all such activities that further these purposes.

Alter each of the following provisions of the certificate of formation. The identification or reference of the altered provision and the full text of the provision as amended are as follows:

Delete each of the provisions identified below from the certificate of formation.
Section 4.01. The Corporation is organized exclusively for charitable and educational purposes as defined in Section 501(c) (3) of the Internal Revenue Code. These activities will include, but not be limited to supporting art entrepreneurs through educational and collaborative opportunities while encouraging community participation in the arts. The corporation may engage in all such activities that further these purposes.

Statement of Approval

The amendments to the certificate of formation have been approved in the manner required by the Texas Business Organizations Code and by the governing documents of the entity.

Effectiveness of Filing (Select either A, B, or C.)

- A. This document becomes effective when the document is filed by the secretary of state.
- B. This document becomes effective at a later date, which is not more than ninety (90) days from the date of signing. The delayed effective date is: _____
- C. This document takes effect upon the occurrence of a future event or fact, other than the passage of time. The 90th day after the date of signing is: _____
- The following event or fact will cause the document to take effect in the manner described below:

Execution

The undersigned signs this document subject to the penalties imposed by law for the submission of a materially false or fraudulent instrument and certifies under penalty of perjury that the undersigned is authorized under the provisions of law governing the entity to execute the filing instrument.

Date: 8/10/2011

By: *Alissa McCain*

Signature of authorized person

Alissa McCain

Printed or typed name of authorized person (see instructions)

Exhibit F

PURCHASE ORDERS PAID TO CAPITAL VIEW ARTS BY THE CITY OF AUSTIN 2017

List of purchase orders paid to Capitol View Arts by the City of Austin. List printed from the Austin Finance Online database on June 22, 2017.

AUSTINTEXAS.GOV | AIRPORT | LIBRARY | AUSTIN ENERGY | AUSTIN WATER | CONVENTION CENTER | VISITORS BUREAU | OPEN GOVERNMENT

| | | | |
|--|-------|--------------------------------|--|
| | PAYEE | EXPENSE CATEGORY | PURCHASE ORDER |
| Location Data Drill Down for All Months & All Years: | | | TOTAL AMOUNT: \$108,673.20 |
| PAYEE | | Capitol View Arts | Download to Excel |
| EXPENSE CATEGORY | | Grants to others/subrecipients | |

| PURCHASE ORDER | DESCRIPTION | REF. LINE | CHECK DATE | CHECK STATUS | AMOUNT |
|-------------------------------------|--|-----------|------------|--------------|-------------|
| DO 5500 17020606837 | Arts Services (Cultural, Design, Visual, etc.) | 111 | 05/15/2017 | Outstanding | \$4,781.00 |
| CT 5500 16032400477 | Arts Services (Cultural, Design, Visual, etc.) | 111 | 01/12/2017 | Paid | \$1,150.00 |
| CT 5500 16032400477 | Arts Services (Cultural, Design, Visual, etc.) | 112 | 01/12/2017 | Paid | \$350.00 |
| DO 5500 16021808265 | Arts Services (Cultural, Design, Visual, etc.) | 111 | 12/15/2016 | Paid | \$1,593.75 |
| CT 5500 16032400477 | Arts Services (Cultural, Design, Visual, etc.) | 111 | 06/01/2016 | Paid | \$4,600.00 |
| CT 5500 16032400477 | Arts Services (Cultural, Design, Visual, etc.) | 112 | 06/01/2016 | Paid | \$1,400.00 |
| CT 5500 16032400477 | Arts Services (Cultural, Design, Visual, etc.) | 111 | 04/04/2016 | Paid | \$5,750.00 |
| CT 5500 16032400477 | Arts Services (Cultural, Design, Visual, etc.) | 112 | 04/04/2016 | Paid | \$1,750.00 |
| DO 5500 16022408607 | Arts Services (Cultural, Design, Visual, etc.) | 111 | 03/08/2016 | Paid | \$16,742.70 |
| DO 5500 16021808265 | Arts Services (Cultural, Design, Visual, etc.) | 111 | 03/02/2016 | Paid | \$4,781.25 |
| DO 5500 15021208426 | Arts Services (Cultural, Design, Visual, etc.) | 111 | 01/14/2016 | Paid | \$1,137.50 |
| DO 5500 15021208426 | Arts Services (Cultural, Design, Visual, etc.) | 111 | 02/25/2015 | Paid | \$3,412.50 |
| DO 5500 15012607324 | Arts Services (Cultural, Design, Visual, etc.) | 111 | 01/28/2015 | Paid | \$11,020.50 |
| DO 5500 14011306339 | Arts Services (Cultural, Design, Visual, etc.) | 111 | 01/26/2015 | Paid | \$1,137.50 |
| DO 5500 14011006311 | Arts Services (Cultural, Design, Visual, etc.) | 111 | 01/05/2015 | Paid | \$620.60 |
| CT 5500 12071601137 | Musical Awareness Services | 111 | 02/11/2014 | Paid | \$10,000.00 |
| DO 5500 14011006311 | Arts Services (Cultural, Design, Visual, etc.) | 111 | 02/11/2014 | Paid | \$5,585.40 |
| DO 5500 14011306339 | Arts Services (Cultural, Design, Visual, etc.) | 111 | 01/31/2014 | Paid | \$3,412.50 |
| DO 5500 13012507663 | Arts Services (Cultural, Design, Visual, etc.) | 111 | 12/18/2013 | Paid | \$1,025.00 |
| DO 5500 13012307531 | Arts Services (Cultural, Design, Visual, etc.) | 111 | 12/04/2013 | Paid | \$400.30 |
| | Grants to others/subrecipients | 101 | 11/19/2013 | Paid | \$1,000.00 |
| DO 5500 13012507663 | Arts Services (Cultural, Design, Visual, etc.) | 111 | 01/31/2013 | Paid | \$3,075.00 |
| DO 5500 13012307531 | Arts Services (Cultural, Design, Visual, etc.) | 111 | 01/29/2013 | Paid | \$3,602.70 |
| CT 5500 12071601137 | Musical Awareness Services | 111 | 01/28/2013 | Paid | \$10,000.00 |
| CT 5500 12071601137 | Musical Awareness Services | 111 | 07/27/2012 | Paid | \$10,000.00 |
| | Grants to others/subrecipients | 101 | 07/27/2012 | Paid | \$345.00 |

The data contained on this website is for informational purposes only and contains expenditure information for the City of Austin. Certain Austin Energy transactions have been excluded as competitive matters under [Texas Government Code Section 552.133](#) and [City Council Resolution 20051201-002](#); therefore, the line amounts may not reflect the total check amount if certain Austin Energy invoices were included on the check.

Exhibit G

AARAC MEETING DOCUMENTS

2016

Contains two documents posted online on the African American Resource Advisory Commissions' (AARAC) July 13, 2016, meeting regarding Recommendation 20160713-006A. The first document records the AARAC's vote to recommend their budget. The second document lists the specific items that are recommended for funding. Capitol View Arts is Item #20.



AFRICAN AMERICAN RESOURCES ADVISORY COMMISSION RECOMMENDATION 20160713-006A

Date: July 13, 2016

Subject: FY2017 Budget Request Proposal

Motioned By: Commissioner Kenneth Thompson

Seconded By: Commissioner
LaTisha Anderson

Recommendation

Recommendation to approve African American Resources Advisory Commission budget proposal delineated in a detailed budget request document with amendments for submission to the City Manager.

Description of Recommendation to Council

The Commission recommends twenty budget requests in support of various departments' programs, and services to meet the demands of increased services and cope with the challenges of ensuring access to the African American and African American Communities. Please see attachment

Rationale:

Please see attached document.

Vote: 12-0

For: Chair Daryl Horton, Vice Chair Dr. Chiquita Eugene, Commissioners LaTisha Anderson, Jessica Faith Carter, **Clifford Gillard**, Tam Hawkins, Marissa Jones, Michael Lee, Nelson Linder, Gregory Smith, Kenneth Thompson, Aaron Whatley

Against: None

Absent: Commissioners Aaron Demerson, Ruthie Redmond, Lisa Fritsch

Exhibit G



AARA Commission - FY 2016 Detailed Budget Request

| Item# | Area | Request [TYPE] | Description/Justification | Recommended Amount |
|-------|-------|---|--|--------------------|
| 1 | AARAC | [AAYHF] African American Youth Harvest Foundation | AAYHF recognizes the need for accessible prevention and intervention services to eradicate disparities in the quality of life between African Americans and others demographic groups. In effort to expand our programming to continue to meet service demand and build our organizational capacity to provide greater client utilization, we are requesting the consideration of the AARAC. Serve 7 AISD schools 8,775 youth | \$275,000.00 |
| 2 | AARAC | KAZI | [Equipment] Antenna removal and installation of updated new equipment, to provide outreach of community radio including City of Austin council meeting broadcast. | \$32,970.00 |
| 3 | AARAC | MELJ Justice Center Iron Sharpens Iron | Justice Center, Inc. is to provide a true opportunity for at-risk youth and formerly incarcerated persons, regardless of previous educational and/or criminal background; while helping them to redirect, restore and reconnect as responsible and employable members of society. Organization will serve an additional 89 clients. | \$350,000.00 |

Exhibit G

| | | | | |
|---|--------------|--|---|--------------|
| 4 | AARAC | <i>THE CENTRAL TEXAS BLACK CULTURAL FOUNDATION</i> | <p>This organization is under the leadership of Mr. Larry Jackson. This program has been funded via the City Manager's office over the past 5 years. This program provides opportunities for African American youth every summer by supporting site visits to historical significant black institutions around the nation. The limited budget only allows a small number of children to experience this important initiative. This is an established program already listed in the city financial records. The funding amount requested to expand this program is \$40,000. For additional information about this program please contact the City Manager's office. Organization serves 40 students for its college tour and Texas Relays event.</p> | \$40,000.00 |
| | | | | |
| 5 | AARAC | <i>Youth Unlimited Development & Enrichment Services</i> | <p>To empower and provide At-Risk Students via a Group Motivational Mentoring program the necessary tools to build esteem and confidence, develop positive peer relationships, and incorporate team concepts in every aspect of their lives, to include but not limited to; improved grades, decreased behavioral issues, and increased positive force in society. This will be done by increasing their exposure to a diverse group of professions and professionals, businesses and opportunities and divergent learning opportunities.</p> | \$154,600.00 |
| | | | | |
| 6 | AARAC | <i>Youth Employment</i> | <p>Increase number of African American Youth being selected and hired. 200 Youth will be served. This budget request will also support the hiring of additional staff members necessary to support the increase in the number of students served.</p> | \$200,000.00 |
| | | | | |
| 7 | AARAC | Urban Music Festival | <p>Waiver for Park Fees/In Kind Service - Urban Music Festival is a growing festival held on the shores annual. Waiving the fees/ in kind service would allow those dollars to be used in other areas such as equipment, etc. The commission is also requesting the Urban Music Festival become an official City of Austin Co-Sponsored event.</p> | \$26,000.00 |
| | | | | |

Exhibit G

| | | | | |
|-----------|---------------------------|--|---|-----------------------|
| 8 | AARAC | Colony Park District Park | Research a variety of grocery food options for the Colony Park Area - Colony Park area has one grocery store that does not offer a variety of food choices. Having a grocery that offers others healthier choices is much needed and wanted by residents in the area. Monies to add a pool in the Colony Park District Park Master Plan - East of 183 there are no public pools in the Colony Park Area, this will provide an opportunity for residents to take swimming lessons, etc.. | <i>\$700,000.00</i> |
| 9 | AARAC | AISD Parents Support Specialist | This will help fully fund those schools with Parent Support Specialist who have had their hours cut to part time. The specialist support a majority of schools are in east Austin. | <i>\$1,300,000.00</i> |
| 10 | AARAC | Sidewalks for Johnny Morris from Loyola to Pecan Park Mobile Homes | Monies for pedestrian sidewalks/Bicycle lanes - There are currently no sidewalks/bicycle lanes on that stretch of Loyola and there has already been a fatality on that stretch of road | <i>\$90,000.00</i> |
| 11 | ARTS and EDUCATION | Future All Stars Funding for IDEA Bluff Springs Campus | We would like to use funds to supplement costs for Future All Stars, an arts and wellness enrichment program, to operate on our campus. The Future All Stars program would provide organized sports activities (e.g. basketball and soccer) as well as Afrocentric cultural enrichment activities (e.g. African dance, art, and culinary classes) with an emphasis on teaching our African American students about their culture and exposing our greater student body to elements of African American culture. | <i>\$30,000.00</i> |

Exhibit G

| | | | | |
|----|------------------|--|---|-------------|
| 12 | | African American books, media, and resources for IDEA Bluff Springs campus library | <p>IDEA Bluff Springs would like to purchase books by African American authors as well as books on topics that would be beneficial to our African American students (e.g. African American biographies and Black history books). We would also like to purchase media resources such as videos and educational games that reflect African American culture. Lastly, we would like to have a dedicated section of our new library that includes visual resources reflecting African American culture and literacy. To do this, we plan to purchase posters, artwork, and other items to display in the African American area. The ultimate goal is to create an educational space in our library where African American students and all students can be exposed to African American literacy and culture.</p> | \$20,000.00 |
| | | | | |
| 13 | EDUCATION | Black Leadership Academy | <p>The Black Leadership Academy is a “weekend school” that provides enrichment for 3rd-12th graders. Modeled from the Chinese Weekend School, The Black Leadership Academy provides a space for African American children to meet and learn from African American community leaders, professors, doctors, entrepreneurs, etc. It gives them a safe space to be a black person to discuss the macroaggressions they experience in school and find their own voice. The Black Leadership Academy encourages school success and provides parents with resources to understand the school system and help their children perform academically. Teaching black history gives children a sense of pride but it also builds critical thinking and improves their socio-emotional learning. Program will serve up to 100 students.</p> | \$54,050.00 |

Exhibit G

| | | | | |
|----|------------------|---|--|--------------------|
| 14 | EDUCATION | CAKE: Seeking a Permanent Studio For Girls in Disadvantaged Communities | A permanent studio home will eliminate much of our upfront operational costs as an organization. A studio home also means that our students have access to equipment, valuable time outside their home environments, and a safe multipurpose space to attend workshops, classes, and rehearsals. A functioning recording studio also has the potential to attract independent business from artists and performers from around the area, eventually paying for itself. | <i>\$33,600.00</i> |
| 15 | ARTS | CariBash | As Austin's population grows and becomes more diverse, the need and desire to have more diverse programming for those in an ethnic community to share and those outside of that ethnic community to participate in also grows. CariBash fills that void for the Caribbean community. CariBash will begin with the Parade of Mas Bands, that compete against one another based on overall theme, masqueraders costume design, and creativity. This parade that anyone can join in and dance to sweet Caribbean rhythms will end at the main stage where Caribbean musical performances will take place, surrounded by vendors across a plethora of industries. Austin is one of the only major cities in the United States that does not host a Caribbean festival. That will change this year. CariBash will be an event Austin will look forward to annually for years to come. | <i>\$2,700.00</i> |

Exhibit G

| | | | | |
|-----------|---------------|---|---|---------------------|
| 16 | Arts | George Washington Carver Museum & Cultural Center Program Enhancement | The George Washington Carver Museum and Cultural Center (GWCMCC) requires an augmentation in funding for temporary employees, commodities and contractual of \$87,527 (PARD's unmet need proposal) to sustain and grow its programming. GWCMCC has experienced unprecedented demand for child and youth programming due to a desire to have quality out of school programming in this area. These programs serve 60% African American children; 30% Mexican American; 20% of these children receive full or partial scholarships. In addition, the artist community has demanded access to the Carver for a creative home through presentations at the Arts Commission and in public forums. | <i>\$87,527.00</i> |
| 17 | AARAC | 11th Annual Austin African American Book Festival, June 24, 2017 | Festival organizers will celebrate our 10th festival with a focus on authors who write primarily for teens and children to further expand our impact. Toward that end, we have arranged for award-winning writer Sharon G. Flake whose novels have a universality that crosses ethnicity, age groups, cultures and education levels. She has won multiple Coretta Scott King awards, a YWCA Racial Justice Award, and was an NAACP nominee for young adult fiction. In addition to our featured presentation, each festival features opportunities for new and self-published writers to showcase their work, a marketplace with African American vendors and organizations, and children's storytelling and art activities. Average attendees: _____ | <i>\$5,000.00</i> |
| 18 | HEALTH | TXCROSS | TXCROSS also addresses the Mental Health in the Criminal Justice System, Mental Health in the Military. Programs offered for these clients: Mental Health, Family Violence, Counseling Services and Anger Management Treatment. These programs deal with cognitive restructuring, behavior and attitudinal change, anger management, values and beliefs, assertiveness, communication, problem-solving, conflict resolution, goal setting, and anger control plans. | <i>\$217,000.00</i> |

Exhibit G

| | | | | |
|----|------|-------------------|--|-------------|
| 19 | Arts | After 5 TV | AOCTPP is an outreach program to educate, empower and provide tools to individuals to learn about media production, video filming and community journalism; in order to prepare them for gainful employment in television and film careers. This funding seeks to reach 10 new individuals not currently served by other programs. | \$48,000.00 |
| 20 | Arts | Capital View Arts | Capital View Arts, a cultural contractor for the City of Austin, seeks funding to become an educator and advisor to African and Hispanic Cultural Contractors that focuses on experimental productions that fit outside the traditional funding models for current fiscal sponsors. This funding will cover 10 new individual/non-profit organization not currently served by the City of Austin. | \$50,000.00 |

TOTAL BUDGET

\$3,441,447.00

Exhibit H

AARAC MEETINGS

2016

Minutes for the June 1, 2016, meeting of the African American Resource Advisory Commission (AARAC).
Item #4 identifies Clifford Gillard as a member of the AARAC working group for the 2016 budget.



African American Resources Advisory Commission MINUTES

MEETING
WEDNESDAY, June 1, 2016

The African American Resources Advisory Commission convened in a meeting on Wednesday, June 8, 2016 at Street-Jones Building, Room 400 in Austin, Texas.

African American Resources Advisory Commissioners in Attendance: LaTisha Anderson, Jessica Faith Carter, Aaron Demerson, Chiquita Eugene, Clifford Gillard, Daryl Horton, Marissa Jones, Lisa Fritsch, Michael Lee, Ruthie Redmond, Greg Smith, Nelson Linder, Kenneth Thompson, Tam Hawkins, . **Absent:** Aaron Whatley

City Staff in Attendance: Economic Development Department (EDD) Assistant Director Sylvania Holt-Rabb, EDD Small Business Program Manager Vicky Valdez, EDD Economic & Business Development Liaison Dusty McCormick, Councilmember Houston's Senior Executive Assistant Beverly Wilson, Interim Assistant City Manager Washington, Jackie Mayo EDD Staff, and EDD Liaison Linda Hayes.

Approval of the Minutes: The minutes of the

1. Citizen Communications

1. Ashley Treat Development Coordinator Austin Can Academy – Help seniors to focus on college and career readiness this year they focus on starting with freshman to seniors the first day of school. Focus on resume ready and college applications. Wanting to work with groups to come in tour the school and interact with the students. atreat@texancan.org
2. Jermaine Shorter - United for the People – provided transportation of veteran's medical appointments no services for getting from the home to and from doctor's appointments and wanting to provide shelters for veterans. He wanting to look at colleges and university and employment to keep the students loans down. Doing things to help the community.
3. Sheryl Cole – Discussion of the City of Austin Budget overview of the budget process if you have an organization seeking funds you need to start with staff before you make another step. 1) Deal professional staff, 2) count to six with council when you visit.

4. Laura Esparza – Invite the commission to the Carver Community Meeting on June 2, 2016 to the commission can see what it is about.

2. Approval of Minutes:

The meeting on the 26th was on a Thursday and change Urban League to Urban Music Festival, corrections from staff to use the assessment tool and bring four items budget recommendations.

3. Special Presentation – Discussion and Possible Action

Lisa Byrd Executive Director Of Six Square report on African American Cultural Heritage District Annual Report – 2015 annual report letting the commission know what Six Square is doing in the community. Expand the support team, communicating there store Austin African Cultural Heritage and change the name to Six Square Austin Black Cultural District. Lisa thanked the body for the assistance of the commission. Lisa introduced Donald King program coordinator, Board Chair Freddie Dixon and interim director Shuronda Robinson while the board searches for another director.

Tam Hawkins Greater Austin Black Chamber Annual Report - main focus the people of the community. The special event committee focuses the gala and thinking moving the annual gala to a luncheon. Programing to speak the heart of black business, the staff is local business. Partnerships with Six Square and other black businesses, what is going on in the Austin Tech sector and get technical business to Austin. Going digital in I am Black Austin, Austin Black Chamber Foundation to award scholarships for the community, Chamber care day - to give back to the black businesses.

The Chair asks the body to switch the numbers around to vote on the Joint Inclusion Officer.

5. Staffing Briefings

- a. Elect Joint Inclusion Officer

Commissioner Michael Lee volunteers to serve - a unanimous vote

Backup commissioner Jessica Faith Carter - a unanimous vote

- b. Update for working groups no groups met as of the meeting

4. Old Business

Budget Recommendations EDD Assistant Manager Sylnovia Holt-Rabb gave hindsight about the budget.

Homework assignment – spreadsheets provide for Commissioner Carter, Commissioner Eugene, and Letreese Cooke from MELJ Justice Center.

Exhibit H

Commissioner Carter explain the spreadsheet she provided to the group

Commissioner Eugene explained the thought she had in pertaining to form on why she completed the form.

Letreese Cooke provided video of project that she would like for the commission to support.

Commissioner Anderson suggested to the commission to be there as the body to council like Council Member Houston said about the commissioners to come to the council meetings. Commissioner Gillard said for Homer Hill to come back to the commission again for another commission meeting. Commissioner Carter asked for amendment to the form to add a budget line item [purpose project summary or add a chart with the dollar amount]

Voted on add the line item to read a project summary or add a chart with the dollar amount. Chair call for the vote - unanimous vote

We will get the form back out system to send by June 17th if the metric to score for the July 6th meeting.

Create a working group for the 2016 budget on it was uniramous vote on.

Members:

Clifford Gillard

Ruthie Redmond

Michael Lee

Jessica Faith Carter

Daryl Horton

5. Future Items Commission Thompson requested to put on the agenda item for the changing meeting dates

Chair adjourned the meeting

Exhibit I

EMAIL FROM CLIFFORD GILLARD TO CITY STAFF

2016

A June 17, 2016, email from Clifford Gillard to City staff in which he attaches four documents relating to Capitol View Arts in addition to an application for the African American Resource Advisory Commission to consider recommending a separate and unrelated program for funding.

Exhibit I

From: Clifford Gillard
To: [Hayes, Linda K](#)
Subject: Re: Feasibility Assessment AARAC_06_03_16.docx
Date: Friday, June 17, 2016 1:38:17 PM
Attachments: [CVA Board List.pdf](#)
[Highlights of Accomplishments.pdf](#)
[org history one sheet 2016.docx](#)
[IRS determination letter 1 page.pdf](#)
[Feasibility Assessment AARAC_06_06_16.docx](#)

Hi Linda.

Here is one that we have, might have some others coming

On Wed, Jun 15, 2016 at 10:09 AM, Hayes, Linda K <lindak.hayes@austintexas.gov> wrote:

Hello,

This is a reminder that the Budget Working Group is meeting next week to review all submitted feasibility forms to share with the commission in order to have the recommendation ready for FY 2016 Budget Council Meeting. Please submit your forms me [Linda Hayes] by noon on Friday June 17, 2016.

Thanks

Linda

--
Clifford Gillard
Capitol View Arts
1104 E 11th Street
Austin Tx. 78702
(512) 626-7190
capitolviewarts.org

CAPITOL VIEW ARTS

BOARD LIST

Clifford Gillard (President) - African American, male

[REDACTED]

Manager and Leaseholder, Victory Grill
Owner, Another Option Productions
Expertise in event production, community organization, activism, venue and restaurant management.

Llyas Salahud-din (Vice President) – African American, male

[REDACTED]

Director of Major Gifts, LlifeWorks
Expertise in nonprofit development, fundraising, and management.

Alissa McCain (Secretary/Treasurer) - Caucasian, female

[REDACTED]

Executive Director, Texas Accountants and Lawyers for the Arts
Expertise in event planning, nonprofit management, community outreach, and program development.

Victor L. Davis - African American, male

[REDACTED]

Programs Supervisor, Austin Parks and Recreation Department
Expertise in program and event planning, community building, and organizational administration.

V. Marc Fort - African American, male

[REDACTED]

Digital Media Strategist & Web Developer, Texas Music Office/Office of the Governor
Expertise in marketing and outreach, digital strategies, and government affairs.

Landon Shultz - Caucasian, male

[REDACTED]

Pastor, Bluebonnet Hills Christian Church
Expertise in community building and outreach.

CAPITOL VIEW ARTS

Highlights of Accomplishments

- 2016-CVA produces an official SXSW showcase for the second year at the Carver Museum. Venue was at maximum capacity.
- 2015-CVA marks 5 years of participation at the Cutting Edge Music Conference in New Orleans. This program has allowed over 100 artists to attend the conference and make valuable connections to enhance career success.
- 2015-CVA hosted a community input session for the Cultural Arts Division to provide comments and data in regard to artist needs for the 2015 Creative Needs Assessment.
- 2015-CVA hosted its largest group of visual artists to date during East Austin Studio Tour. 12 minority artists participated in the GIVE Gallery at the Victory Grill.
- 2014-CVA was awarded a Community Access Grant from the Austin Theatre Alliance to use the Stateside at the Paramount venue for the annual 2014 Growing the Tradition recognition program. Later in the year, CVA conducted a seminar for African American artists who were interested in grant opportunities at the Stateside and assisted them to submit proposals. KAZI was subsequently awarded use of the facility for 2015 under the program.
- 2014-CVA and the Cutting Edge Music Conference co-hosted a successful hip-hop mixer during the Cutting Edge event in New Orleans in August. Contacts were made with artists from all over the United States. Artists have remained in contact and have been assisting each other in their respective cities through gig swapping and marketing assistance.
- 2014-CVA presented two special programs for local artists and art supporters that gave the community the opportunity to meet SXSW staff and City Council candidates. These programs were aimed to assist with community involvement and participation in changes occurring in our City, especially on Austin's east side. The events covered:
 - How artists and residents on Austin's east side could get involved with SXSW; and
 - A panel and meet & greet with City council candidates in District 1.
- 2013-CVA worked with the music department at Huston Tillotson University and took four of their students and a music professor to New Orleans to the Cutting Edge Music Conference. The Huston Tillotson musicians also represented CVA by performing at F1 Fanfest.
- 2013-CVA's production of *Urban Austin* was awarded the *Future of the Fringe* award at the Houston Fringe Festival.

CAPITOL VIEW ARTS

With a particular focus on the African American and minority cultural heritage in east Austin, Capitol View Arts supports the arts community through arts education, collaborative opportunities, and the preservation of venues for performances and public use.

Capitol View Arts is committed to:

- Building a positive environment in which artists can work that encourages collaboration, diversity, and cultural awareness.
- Offering support for art entrepreneurs in their economic and creative pursuits.
- Promoting community participation in the arts.

Capitol View Arts offers educational, mentoring, and networking programming for artists that provides valuable skills and connections to manage and monetize their careers. Program content is business, management, and technical based instruction to further assist artists in career pursuits. Programs are marketed to all central Texas, with special emphasis placed on east Austin residents and minorities.

The Urban Austin program provides select artists the opportunity to work together to create opportunity and represent Capitol View Arts at the Cutting Edge Music Conference and at other special events throughout the year. Participants are selected by an application process.

Black History Month comprehensive programming offers the community the chance to learn more about African American artists, social justice issues, and current events concerning the African American and east Austin communities.

Since the beginning of year round programming in May 2011, Capitol View Arts has offered:

- 88 public events aimed to spotlight east Austin and minority art. Events included transforming the Victory Grill into an art gallery featuring works of minority artists during the East Austin Studio Tour, free showcases at night during the East Austin Studio Tour, musical showcases featuring Gospel, R&B, Blues, Jazz, and Hip Hop during Black History Month, a musical performance for the opening of the African American Cultural Heritage Facility, community concerts for east Austin neighborhoods and schools, and performances at Austin's FanFest during the F1 race. Attendance for public events is over 8,000.
- 48 educational and career building opportunities for 1,800 participants. Specialized content included music copyright, starting a business or nonprofit in the arts, live performance tips, successful networking at conferences and festivals, online fundraising, and a mentoring/networking event with special guests who have donated time and contributed to the local hip hop community.
- 34 musical acts the opportunity to travel to the Cutting Edge Music Conference in New Orleans. 100 artists and support personnel, of which 79 represented a minority contingent, performed at multiple venues and attended the educational workshops and seminars. In addition, during May 2015, CVA artists traveled to St. Louis and in May 2016, CVA artists traveled to Chicago to make contacts and advance career opportunities

Exhibit I

DEPARTMENT OF THE TREASURY

INTERNAL REVENUE SERVICE

P. O. BOX 2508

CINCINNATI, OH 45201

Date:

MAR 27 2012

CAPITOL VIEW ARTS

C/O ALISSA MCCAIN

1104 E 11TH ST

AUSTIN, TX 78702

Employer Identification Number:

45-2264118

DLN:

17053045313022

Contact Person:

JULIE CHEN

ID# 31261

Contact Telephone Number:

Accounting Period Ending:

December 31

Public Charity Status:

170(b)(1)(A)(vi)

Form 990 Required:

Yes

Effective Date of Exemption:

May 6, 2011

Contribution Deductibility:

Yes

Addendum Applies:

No

Dear Applicant:

We are pleased to inform you that upon review of your application for tax exempt status we have determined that you are exempt from Federal income tax under section 501(c)(3) of the Internal Revenue Code. Contributions to you are deductible under section 170 of the Code. You are also qualified to receive tax deductible bequests, devises, transfers or gifts under section 2055, 2106 or 2522 of the Code. Because this letter could help resolve any questions regarding your exempt status, you should keep it in your permanent records.

Organizations exempt under section 501(c)(3) of the Code are further classified as either public charities or private foundations. We determined that you are a public charity under the Code section(s) listed in the heading of this letter.

Please see enclosed Publication 4221-PC, Compliance Guide for 501(c)(3) Public Charities, for some helpful information about your responsibilities as an exempt organization.

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CAPITOL VIEW ARTS

We have sent a copy of this letter to your representative as indicated in your power of attorney.

Sincerely,



Lois G. Lerner
Director, Exempt Organizations

Feasibility Assessment Tool for City Council Recommendations for African Resource Advisory Commission

Commissioner's Name: Clifford Gillard Date: 6/2/16

Purpose: This tool will assist African American Resource Advisory Commissioners make data driven decisions when making recommendations to the Austin City Council.

PROBLEM ALIGNMENT

Instructions: Fill out this form for each recommendation. Put NA for sections that are not applicable.

Purposed Project Title:

George Washington Carver Museum & Cultural Center Program Enhancement

| | | | |
|-------------|------|----------------|----------|
| Issue Area: | Arts | Dollars Amount | \$87,527 |
|-------------|------|----------------|----------|

| | |
|--|--------|
| Does this recommendation address a FY16 priority area? | YES/NO |
|--|--------|

| | |
|---------------------|---|
| Targeted population | African American artists and arts organizations |
|---------------------|---|

Example: Low-income, youth, elderly, etc.

History of Organization (if applicable)

The George Washington Carver Museum and Cultural Center has the distinction of being the first African American neighborhood museum in the state of Texas. Located in Kealing Park, the museum collects, preserves, interprets and exhibits materials and artifacts which document the rich history of persons of African descent on a city, county, state, national and international level. The museum acts as a key resource for information on the history and celebration of Juneteenth. The museum promotes a climate in which African American artists are recognized and appreciated for their culturally diverse talents.

The Historic Carver Museum was originally used as Austin's first library building. The wood frame structure was moved to its present site in 1933. With a resurfaced brick veneer, it then opened as Austin's first branch library building. The "Colored" branch was re-named to honor George Washington Carver. The historic Carver Museum, a property listed on the National Registry of Historic Places, housed the museum beginning in 1980 until it moved into its current home -- a modern 39,000 square foot cultural center facility opened in 2005 at 1165 Angelina. The GWCCC creates and presents exhibits of history and art, provides educational programming to people of all ages including Broadway Bound, its celebrated summer camp. The Carver also presents performing and literary arts as well as community celebrations for Juneteenth, Black History month and Christmas/Kwanzaa.

This proposal has been supported by the Austin Parks and Recreation Department and is

Exhibit I

listed as 16th in its priority list.

Proposed Project Summary:

The George Washington Carver Museum and Cultural Center (GWCMCC) requires an augmentation in funding for temporary employees, commodities and contractual of \$87,527 (PARD's unmet need proposal) to sustain and grow its programming. GWCMCC has experienced unprecedented demand for child and youth programming due to a desire to have quality out of school programming in this area. These programs serve 60% African American children; 30% Mexican American; 20% of these children receive full or partial scholarships. In addition, the artist community has demanded access to the Carver for a creative home through presentations at the Arts Commission and in public forums.

The GWCMCC would like to develop a residency program at the Carver that will support the development of a residency program for African American artists. The residency program, modelled after the successful Latino Arts Residency Program at the Emma S. Barrientos Mexican American Cultural Center, has been demanded by the African American arts community to provide a much-needed home-base for artists to grow and develop.

A budget augmentation will also assist the Carver in developing its exhibition program, develop new professional exhibits of history and art. Now that the Carver has achieved the status of a Smithsonian Affiliate, it does not have the money to ship art from Washington, D.C.

The Carver community provided input into a 10 year strategic plan for the Carver in 2012 (see notes) and two of the priority tasks were 1) to provide more programs for middle school and teenaged kids, 2) become an artist-centric center and 3) new exhibits. This request addresses all of these areas. Our hope is that with Council funding, we will accomplish all of these programmatic goals in FY17.

Specific problem the recommendation addresses (provide data and references)

The GWCMCC has a budget for temporary workers (artists, teachers, desk attendants, technicians, etc.) of only \$16,150. This does not meet the demands of programming. In fact, most of the GWCMCC temp budget is expended on temps for servicing rentals which brought \$84,455 in revenue for the City in FY15, 164% ahead of its revenue goal. The Carver has struggled financially since the recession when funding cuts were not restored.

| YEAR | BUDGET | NOTES |
|---------|---------|---|
| FY 2017 | 863,746 | Slight increase due to rising insurance costs |
| FY 2016 | 859,296 | Increase represents the addition of one FTE |
| FY 2015 | 801,582 | Back to baseline budget |

Exhibit I

| | | |
|---------|---------|--|
| FY 2014 | 848,053 | Represents Carver Museum budget plus initial funding for GWC Genealogy Center. |
| FY 2013 | 809,895 | Recession year |

Who else is working in this space and what specific gap does this recommendation fill?

The GWCMCC theater space is filled with renters on a first-come, first-served basis. This model does not reserve space for African American artists at the Cultural Centers facilities for cultural production. This funding would provide an avenue in which to make the Carver more artist-centric and create more activity at the Carver. Youth will benefit from the mentorships and workshops provided by resident artists. The public will benefit from access to more theatrical productions, and art exhibits.

| | |
|--|---|
| The number of other supporting documents attached, if any? | 1 |
|--|---|

FEASIBILITY ASSESSMENT

Instructions: Include notes under each of the criterion and then rank the proposed recommendation on a scale of 1-5, with 5 representing the best score. Record the scores on the Recommendation Ranking excel spreadsheet.

1. Alignment

Score

To what extent does the recommendation align with FY16 priorities? How well does the recommendation address the problem it is trying to solve or improve?

2. Demand

Score

To what extent is the recommendation likely to be used; how much demand exists? Is this something the community wants? Is there data that shows need?

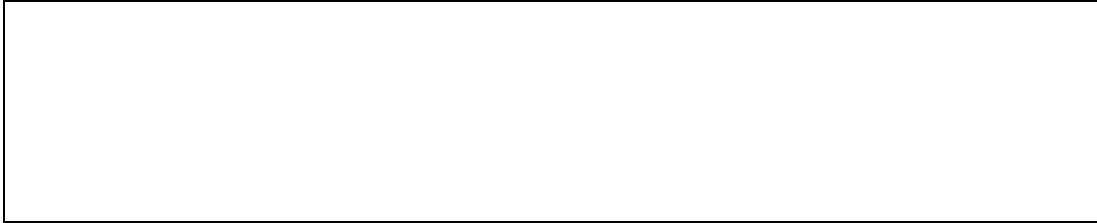
The Carver held a community meeting on June 2 to gather feedback from the community on its exhibits and over 60 people attended. The public overwhelmingly supported new and updated exhibits, Smithsonian exhibits and exhibits of art and history. The Carver's gallery budget is approximately \$5000 for a full year of exhibitions, programs, films, education programs, etc.

3. Implementation

Score

To what extent can the recommendation be successfully delivered to intended participants? Will it be difficult to implement?

Professional staff are in place to deliver programs, exhibits and an arts residency but lack the budget for commodities and contractuals needed to do something. These programs will not be difficult to implement especially with community support.



4. Practicality

Score

To what extent can the recommendation be carried out with few resources? Is the cost in line with the estimated benefits? Can it be carried out using existing community resources? Is one year of funding enough to implement?

The Carver can and will continue to subsist on not enough resources but this is not what the public need and demand. The Carver's annual participation numbers of 27,000 can grow by 10-15% with more effective programming. What's more the community's artists are demanding access to the space for audition, rehearsals and performance.

5. Integration

Score

To what extent can the recommendation be integrated with existing programming in the community? Or within an organization's current programming?

Currently, Broadway Bound, the Carver's summer theater camp is partially funded by the Austin Parks Foundation in addition to COA's Health and Human Services Department and the Division Administrative Office of Museums and Cultural Programs.

6. Evaluation

Score

To what extent will the recommendation be easy to evaluate, in terms of assessing its impact on the identified problem? How long will it take to see results?

Exhibit I

Evaluation will be easy to evaluate based on number of artists served by a residency; number of teens involved in afterschool programming; changes in Carver visitation; changes in number of events.

8. Sustainability

Score

To what extent could this program sustain itself at some point?

The Carver is a City of Austin facility and the City will facilitate staffing and the building for as long as it exists. Programmatic funding can be raised by grants but grants require a Council action to apply as well as to accept the grant. The City has a rule that grants of less than \$25,000 cannot be accepted by the City of Austin (or the Carver,) and most arts grants are less than \$25,000. We cannot earn income because all income must go back into the general fund.

Project Proposed Budget

If the Total income (line 12) does not equal total expenses (line 24) please explain how the difference will be accounted for. Round all budget figures to the nearest whole dollar.

| PROJECT EXPENSES | CASH | IN-KIND | TOTAL |
|---------------------------------------|-------------|----------------|--------------|
| 13. Administrative Employee Costs | | | |
| 14. Employee Costs | 60,000 | | 60,000 |
| 15. Administrative Non-Employee Costs | | | |
| 16. Non-Employee Costs | | | |
| 17. Travel | | | |
| 18. Space Rental | | | |
| 19. Equipment Rental | | | |
| 20. Supplies and Materials | 2,527 | | 2,527 |
| 21. Marketing and Promotion | 10,000 | | 10,000 |

Exhibit I

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|--|--------|--|--------|
| | | | |
| 22. Production/Exhibit Costs | 15,000 | | 15,000 |
| 23. Other | | | |
| 24. TOTAL EXPENSES (Add Lines 13-23, must equal Line 12) | 82,527 | | 82,527 |

Additional information and/or next steps:

Exhibit J

AARAC SIGN IN SHEET

2016

Sign-in sheet for the July 13, 2016, meeting of the African American Resource Advisory Commission. The sheet contains spaces for commissioners to declare and identify conflicts of interest.

Exhibit J

ATTENDANCE SHEET

BOARD NAME: African American Resource Advisory Commission

DATE OF THE MEETING: July 13, 2016

By signing below, members indicate they were in attendance, confirm they meet the residency requirement (if applicable) and certify they have no conflict of interest* related to any agenda item. They agree not to participate in a discussion, deliberation, or vote on an agenda item for which they have a conflict of interest.

*A board member has a conflict of interest if City Code Chapter 2-7 or Local Government Code Chapter 171 prohibits the board member from taking action on a vote or decision before the board.



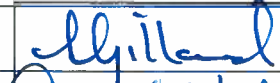
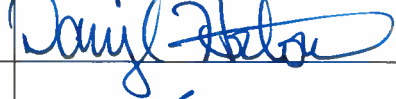



| NAME OF BOARD MEMBER | IF YOU HAVE NO CONFLICT OF INTEREST ON ANY AGENDA ITEM, SIGN HERE. | IF YOU HAVE A CONFLICT OF INTEREST, SIGN HERE AND IDENTIFY THE AGENDA ITEM IN THE NEXT COLUMN. | AGENDA ITEM NO. FOR WHICH YOU HAVE A CONFLICT OF INTEREST | I RESIDE WITHIN THE CITY LIMITS -- YES/NO |
|----------------------|---|--|---|---|
| LaTisha Anderson |  | | | Yes |
| Jessica Faith Carter |  | | | Yes |
| Aaron Demerson | | | | |
| Chiquita Eugene | | | | |
| Clifford Gillard |  | | | Yes |
| Daryl Horton |  | | | Yes |
| Lisa Fritsch | | | | |
| Michael Lee |  | | | Yes ^Y |
| Nelson Linder | | | | |
| Kenneth Thompson |  | | | Yes |
| Aaron Whatley |  | | | Yes |

Exhibit J

| | | | | |
|----------------|----------------------|--|--|---|
| Ruthie Redmond | | | | |
| Tam Hawkins | <i>Tam Hawkins</i> | | | |
| Marissa Jones | <i>Marissa Jones</i> | | | y |
| Gregory Smith | | | | |

Exhibit K

COUNCIL CONCEPT MENU

2016

Council Concept Menu from the September 9, 2016, Special Called Budget Work Session of the Austin City Council backup documentation. Capitol View ARts is listed under Item QL1.18t on page 25.

Council Concept Menu Summary

| 1. Budget Increases | | | | | |
|---------------------------|------------------------|----------------------|-------------------------|-----------------------|----------------|
| Item | General Fund | One-Time Funds | Other Funds | CIP | FTEs |
| Economic Development | \$ 555,000 | \$ - | \$ 895,000 | \$ - | 2.00 |
| Employee Pay & Benefits | 2,507,809 | - | 7,630,282 | - | - |
| Fees/Revenue | - | - | - | - | - |
| Health and Human Services | 14,064,064 | 595,000 | - | - | 6.00 |
| Parks | 323,053 | 1,169,166 | - | - | 2.00 |
| Public Safety | 2,844,124 | 1,423,685 | 234,697 | - | 17.00 |
| Quality of Life | 6,776,276 | 6,461,883 | 60,819 | - | 10.50 |
| Utilities | - | - | - | - | - |
| Other | 947,062 | 3,614,150 | 2,900,150 | 12,750,000 | 7.50 |
| Budget Increases | \$ 28,017,388 | \$ 13,263,884 | \$ 11,720,948 | \$ 12,750,000 | 45.00 |
| 2. Budget Reductions | | | | | |
| Item | General Fund | One-Time Funds | Other Funds | CIP | FTEs |
| Economic Development | \$ 193,502 | \$ (771,619) | \$ - | \$ - | 1.00 |
| Employee Pay & Benefits | - | - | - | - | - |
| Fees/Revenue | - | - | - | - | - |
| Health and Human Services | - | - | - | - | - |
| Parks | - | - | - | - | - |
| Public Safety | (152,200) | - | - | - | - |
| Quality of Life | - | - | - | - | - |
| Utilities | (14,200,000) | - | (23,173,337) | (3,009,500) | - |
| Other | (29,602,566) | - | (118,398,863) | - | (26.00) |
| Budget Reductions | \$ (43,761,264) | \$ (771,619) | \$ (141,572,200) | \$ (3,009,500) | (25.00) |
| 3. Change in Revenue | | | | | |
| Item | General Fund | One-Time Funds | Other Funds | CIP | FTEs |
| Economic Development | \$ - | \$ - | \$ - | \$ - | - |
| Employee Pay & Benefits | - | - | - | - | - |
| Fees/Revenue | (950,000) | - | (3,700,000) | - | - |
| Health and Human Services | - | - | - | - | - |
| Parks | - | - | - | - | - |
| Public Safety | - | - | - | - | - |
| Quality of Life | - | - | - | - | - |
| Utilities | - | - | - | - | - |
| Other | - | - | (10,007,446) | - | - |
| Change In Revenue | \$ (950,000) | \$ - | \$ (13,707,446) | \$ - | - |

Exhibit K

| Council Concept Menu - Quality of Life | | | | | | | | |
|--|----------------|---|--------------|----------------|-------------|-----|------|------------------------|
| Item | Council Member | Description | General Fund | One-Time Funds | Other Funds | CIP | FTEs | Additional Information |
| QL1.18g | Houston | African American Advisory Commission #7: Urban Music Festival | 26,000 | | | | | Fee Waiver |
| QL1.18h | Houston | African American Advisory Commission #8: Colony Park District Park | | 700,000 | | | | |
| QL1.18i | | Deleted by Councilmember | | | | | | |
| QL1.18j | | Deleted by Councilmember | | | | | | |
| QL1.18k | | Deleted by Councilmember | | | | | | |
| QL1.18l | | Deleted by Councilmember | | | | | | |
| QL1.18m | Houston | African American Advisory Commission #13: Black Leadership Academy | 54,050 | | | | | |
| QL1.18n | Houston | African American Advisory Commission #14: CAKE: Seeking a Permanent Studio For Girls in Disadvantaged Communities | 33,600 | | | | | |
| QL1.18o | Houston | African American Advisory Commission #15: CariBash | 2,700 | | | | | |
| QL1.18p | Houston | African American Advisory Commission #16: George Washington Carver Museum & Cultural Center Program Enhancement | 87,527 | | | | | |
| QL1.18q | Houston | African American Advisory Commission #17: 11th Annual Austin African American Book Festival, June 24, 2017 | | 5,000 | | | | |
| QL1.18r | Houston | African American Advisory Commission #18: TXCROSS | 217,000 | | | | | |
| QL1.18s | Houston | African American Advisory Commission #19: After 5 TV | 48,000 | | | | | |
| QL1.18t | Houston | African American Advisory Commission #20: Capital View Arts | 50,000 | | | | | |
| QL1.19a | Houston | Hispanic Quality of Life Commission #2: Enhanced Funding for Language Interpretation/Translation | 250,000 | | | | | |
| QL1.19b | Houston | Hispanic Quality of Life Commission #3: Outside the Box Dropout Prevention | 84,640 | | | | | |
| QL1.19c | Houston | Hispanic Quality of Life Commission #4: PODER Programs | 95,000 | | | | | |

*New or updated item.

Exhibit L

FY2017 DETAILED BUDGET REQUEST

2016

FY2017 detailed budget request identified in Exhibit F but with category rankings. This document was provided by City staff. Capitol View Arts is Item #20.

Exhibit L



AARA Commission - FY 2016 Detailed Budget Request

| Category | Item# | Area | Request [TYPE] | Description/Justification | Recommended Amount |
|-----------|-------|-------|---|---|--------------------|
| Essential | 1 | AARAC | [AAYHF] African American Youth Harvest Foundation | AAYHF recognizes the need for accessible prevention and intervention services to eradicate disparities in the quality of life between African Americans and others demographic groups. In effort to expand our programming to continue to meet service demand and build our organizational capacity to provide greater client utilization, we are requesting the consideration of the AARAC. Serve 7 AISD schools 8,775 youth | \$275,000.00 |
| Critical | 2 | AARAC | KAZI | [Equipment] Antenna removal and installation of updated new equipment, to provide outreach of community radio including City of Austin council meeting broadcast. | \$32,970.00 |

Exhibit L

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|------------------|----------|--------------|--|---|---------------------|
| | | | | Justice Center, Inc. is to provide a true opportunity for at-risk youth and formerly incarcerated persons, regardless of previous educational and/or criminal background; while helping them to redirect, restore and reconnect as responsible and employable members of society. Organization will serve an additional 89 clients. | |
| Critical | 3 | AARAC | <i>MEEEL Justice Center</i> | | \$350,000.00 |
| | | | | | |
| | | | | This organization is under the leadership of Mr. Larry Jackson. This program has been funded via the City Manager's office over the past 5 years. This program provides opportunities for African American youth every summer by supporting site visits to historical significant black institutions around the nation. The limited budget only allows a small number of children to experience this important initiative. This is an established program already listed in the city financial records. The funding amount requested to expand this program is \$40,000. For additional information about this program please contact the City Manager's office. Organization serves 40 students for It college tour and Texas Relays. | |
| Important | 4 | AARAC | <i>THE CENTRAL TEXAS BLACK CULTURAL FOUNDATION</i> | | \$40,000.00 |

Exhibit L

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|------------------|----------|--------------|--|--|---------------------|
| Essential | 5 | AARAC | <i>Youth Unlimited Development & Enrichment Services</i> | To empower and provide At-Risk Students via a Group Motivational Mentoring program the necessary tools to build esteem and confidence, develop positive peer relationships, and incorporate team concepts in every aspect of their lives, to include but not limited to; Improved grades, decreased behavioral issues, and increased positive force in society. This will be done by increasing their exposure to a diverse group of professions and professionals, businesses and opportunities and divergent learning opportunities. | \$154,600.00 |
| Essential | 6 | AARAC | <i>Youth Employment</i> | Increase number of African American Youth being selected and hired. 200 Youth will be served. This budget request will also support the hiring of additional staff members necessary to support the increase in the number of students served. | \$200,000.00 |
| Critical | 7 | AARAC | <i>Urban Music Festival</i> | Wavier for Park Fees/In Kind Service - Urban Music Festival a growing festival held on the shores annual. Waiving the fees/ in kind service would allow those dollars to be used in other areas such as equipment, etc. | \$26,000.00 |

Exhibit L

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|------------------|-----------|---------------------------|--|---|-----------------------|
| Important | 8 | AARAC | Colony Park District Park | Research a variety of grocery food options for the Colony Park Area - Colony Park area has one grocery store that does not offer a variety of food choices. Having a grocery that offers others healthier choices is much needed and wanted by residents in the area. Monies to add a pool in the Colony Park District Park Master Plan - East of 183 there are no public pools in the Colony Park Area, this will provide an opportunity for residents to take swimming lessons, etc.. | <i>\$700,000.00</i> |
| Imporant | 9 | AARAC | AIISD Parents Support Specialist | This will help a fully fund those schools with Parent Support Specialist who have had their hours cut to part time | <i>\$1,300,000.00</i> |
| Essential | 10 | AARAC | Sidewalks for Johnny Morris from Loyola to Pecan Park Mobile Homes | Monies for pedestrian sidewalks/Bicycle lanes - There are currently no sidewalks/bicycle lanes on that stretch of Loyola and there haw already been a fatality on that stretch of road | <i>\$90,000.00</i> |
| Critical | 11 | ARTS and EDUCATION | Future All Stars Funding for IDEA Bluff Springs Campus | We would like to use funds to supplement costs for Future All Stars, an arts and wellness enrichment program, to operate on our campus. The Future All Stars program would provide organized sports activities (e.g. basketball and soccer) as well as Afrocentric cultural enrichment activities (e.g. African dance, art, and culinary classes) with an emphasis on teaching our African American students about their culture and exposing our greater student body to elements of African American culture. | <i>\$30,000.00</i> |

Exhibit L

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|-------------------------|-----------|---|---|--------------------|
| <p>Important</p> | <p>12</p> | <p>African American books, media, and resources for IDEA Bluff Springs campus library</p> | <p>IDEA Bluff Springs would like to purchase books by African American authors as well as books on topics that would be beneficial to our African American students (e.g. African American biographies and Black history books). We would also like to purchase media resources such as videos and educational games that reflect African American culture. Lastly, we would like to have a dedicated section of our new library that includes visual resources reflecting African American culture and literacy. To do this, we plan to purchase posters, artwork, and other items to display in the African American area. The ultimate goal is to create an educational space in our library where African American students and all students can be exposed to African American literacy and culture.</p> | <p>\$20,000.00</p> |
|-------------------------|-----------|---|---|--------------------|

Exhibit L

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| Critical | 13 | EDUCATION | Black Leadership Academy | <p>The Black Leadership Academy is a “weekend school” that provides enrichment for 3rd-12th graders. Modeled from the Chinese Weekend School, The Black Leadership Academy provides a space for African American children to meet and learn from African American community leaders, professors, doctors, entrepreneurs, etc. It gives them a safe space to be a black person to discuss the macroaggressions they experience in school and find their own voice. The Black Leadership Academy encourages school success and provides parents with resources to understand the school system and help their children perform academically. Teaching black history gives children a sense of pride but it also builds critical thinking and improves their socio-emotional learning. Program will serve up to 100 students.</p> | \$54,050.00 |
| Important | 14 | EDUCATION | CAKE: Seeking a Permanent Studio For Girls in Disadvantaged Communities | <p>A permanent studio home will eliminate much of our upfront operational costs as an organization. A studio also home means that our students have access to equipment, valuable time outside their home environments, and a safe multipurpose space to attend workshops, classes, and rehearsals. A functioning recording studio also has the potential to attract independent business from artists and performers from around the area, eventually paying for itself.</p> | \$33,600.00 |

Exhibit L

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| | | | | <p>As Austin's population grows and becomes more diverse, the need and desire to have more diverse programming for those in an ethnic community to share and those outside of that ethnic community to participate in also grows. CariBash fills that void for the Caribbean community.</p> <p>CariBash will begin with the Parade of Mas Bands, that compete against one another based on overall theme, masqueraders costume design, and creativity. This parade that anyone can join in and dance to sweet Caribbean rhythms will end at the main stage where Caribbean musical performances will take place, surrounded by vendors across a plethora of industries.</p> <p>Austin is one of the only major cities in the United States that does not host a Caribbean festival. That will change this year. CariBash will be an event Austin will look forward to annually for years to come.</p> | |
| Important | 15 | ARTS | CariBash | | \$2,700.00 |

Exhibit L

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| <p>Critical</p> | <p>16</p> | <p>Arts</p> | <p>George Washington Carver Museum & Cultural Center Program Enhancement</p> | <p>The George Washington Carver Museum and Cultural Center (GWC MCC) requires an augmentation in funding for temporary employees, commodities and contractual of \$87,527 (PARD's unmet need proposal) to sustain and grow its programming. GWC MCC has experienced unprecedented demand for child and youth programming due to a desire to have quality out of school programming in this area. These programs serve 60% African American children; 30% Mexican American; 20% of these children receive full or partial scholarships. In addition, the artist community has demanded access to the Carver for a creative home through presentations at the Arts Commission and in public forums.</p> | <p>\$87,527.00</p> |
| <p>Essential</p> | <p>17</p> | <p>AARAC</p> | <p>11th Annual Austin African American Book Festival, June 24, 2017</p> | <p>Festival organizers will celebrate our 10th festival with a focus on authors who write primarily for teens and children to further expand our impact. Toward that end, we have arranged for award-winning writer Sharon G. Flake whose novels have a universality that crosses ethnicity, age groups, cultures and education levels. She has won multiple Coretta Scott King awards, a YWCA Racial Justice Award, and was an NAACP nominee for young adult fiction. In addition to our featured presentation, each festival features opportunities for new and self-published writers to showcase their work, a marketplace with African American vendors and organizations, and children's storytelling and art activities. Average attendees: _____</p> | <p>\$5,000.00</p> |

Exhibit L

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| Essential | 18 | HEALTH | TXCROSS | Texas Christian Recovery and Other Support Services, Inc. (TXCROSS), at the peak of a recession, when the U.S. had lost more than 8 million jobs, made its bold debut in 2007. | <i>\$217,000.00</i> |
| | | | | | |
| Critical | 19 | Arts | After 5 TV | AOCTPP is a outreach program to educate, empower and provide tools to individuals to learn about media production, video filming and community journalism; in order to prepare them for gainful employment in television and film careers. This funding seeks to reach 10 new individuals not currently served by other programs. | <i>\$48,000.00</i> |
| | | | | | |
| Critical | 20 | Arts | Capital View Arts | Capital View Arts, a cultural contractor for the City of Austin, seeks funding to become an educator and advisor to African and Hispanic Cultural Contractors that focuses on experimental productions that fit outside the traditional funding models for current fiscal sponsors. This funding will cover 10 new individual/non-profit organization not currently served by the City of Austin. | <i>\$50,000.00</i> |
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TOTAL BUDGET

\$3,441,447.00

Exhibit M

AARAC AGENDA

2016

Agenda for the July 13, 2016, African American Resource Advisory Commission meeting



AFRICAN AMERICAN RESOURCE ADVISORY COMMISSION

Regular Meeting – Wednesday, July 13, 2016, 5:30 P.M.

**Street-Jones Building
1000 East 11th Street, Room 400-A
Austin, Texas 78702**

BOARD MEMBERS:

LaTisha Anderson, Jessica Faith Carter, Aaron Demerson, Dr. Chiquita Eugene, Clifford Gillard, Tam Hawkins, Daryl Horton Chair, Marissa Jones, Lisa Fritsch, Nelson Linder, Michael M. Lee, Esquire, Ruthie Redmond, Kenneth Thompson, Aaron Whatley, Tam Hawkins, Jones, Marissa, Gregory Smith

CALL TO ORDER – 5:30 P.M.

1. APPROVAL OF MINUTES

- a. Approve the minutes of the Regular Meeting on June 1, 2016

2. CITIZEN COMMUNICATION: GENERAL

Any speakers signed up prior to the meeting being called to order will each be allowed a three-minute allotment to address their concerns regarding items not posted on the agenda..

3. SPECIAL PRESENTATION AND POSSIBLE ACTION

- a. Huston-Tilloston Overview, President Colette Pierce Burnette, Ed. D.
- b. My Brother's Keeper, Dr. Prince Kazique
- c. Building Austin's Creative Capacity Needs Assessment, Janet Seibert, Civic Arts Consultant City of Austin, Economic Development Department
- d. Austin's Music Census, Don Pitts, Music and Entertainment Division Manager, City of Austin Economic Development Department

4. WORKING GROUPS – DISCUSSION AND POSSIBLE ACTION

- a. Feasibility Assessment Working Group Report

5. NEW BUSINESS - DISCUSSION AND POSSIBLE ACTION

- a. Changing Meeting Date

6. OLD BUSINESS - DISCUSSION AND POSSIBLE ACTION

- a. Budget Recommendations

7. COMMISSION AND STAFF UPDATE

- a. By-Laws Discussion – Mark Washington, Acting Assistant City Manager

8. FUTURE AGENDA ITEMS

Set agenda items for future meetings, including non-substantive housekeeping matters (such as meeting dates, potential topics, and information and research requests for staff)

ADJOURNMENT

The City of Austin is committed to compliance with the American with Disabilities Act. Reasonable modifications and equal access to communications will be provided upon request. Meeting locations are planned with wheelchair access. If requiring Sign Language Interpreters or alternative formats, please give notice at least 2 days (48 hours) before the meeting date. Please call Linda Hayes, at 512-974-7819, for additional information; TTY users route through Relay Texas at 711.

For more information on the Economic Development Department please contact Linda Hayes at 512-974-7819.

Exhibit N

AARAC MINUTES

2016

These are the minutes for the July 13, 2016, African American Resource Advisory Commission Meeting



African American Resources Advisory Commission MINUTES

MEETING
WEDNESDAY, July 13, 2016

The African American Resources Advisory Commission convened in a meeting on Wednesday, June 1, 2016 at Street-Jones Building, Room 400 in Austin, Texas. The meeting was called to order at 5:30 P.M. by Chair Horton.

African American Resources Advisory Commissioners:

Present: LaTisha Anderson, Jessica Faith Carter, Chiquita Eugene, Vice Chair, Clifford Gillard, Tam Hawkins, Daryl Horton, Chair, Marissa Jones, Michael Lee, Tam Hawkins, Nelson Linder, Kenneth Thompson, Aaron Whatley, Greg Smith, and Aaron Whatley.
Absent: Ruthie Redmond, Aaron Demerson, and Lisa Fritsch.

City Staff in Attendance: Economic Development Department (EDD) Assistant Director Sylvania Holt-Rabb, EDD Small Business Program Manager Vicky Valdez, EDD Economic and Business Development Liaison Dusty McCormick, Interim Assistant City Manager Mark Washington, EDD Development Services Administrator and Liaison Linda Hayes.

Approval of the Minutes: The minutes of the May 4, 2016 meetings were approved.

Citizen Communication: No Citizen Communication

Presentations:

1. **Huston Tillotson – Dr. Burnet** presented the overall mission and vision of the university to become the hub of East Austin. Dr. Burnet's VISION is to build a Health and Fitness Center with a public/private partnership in the hope that the City of Austin will be the public part of the partnership in order to help with the VISION. Chair Horton informed the commission support in the VISION.
2. Dr. Kazique Prince presented on President Obama's *My Brother's Keeper* initiative, which focuses on young African American and Latino men. AISD and UT are already apart of the initiative and most recently the City of Austin and Travis County have also

joined. In late April 2017 My Brother's Keeper will host the Coalition of Schools Educating Boys of Color (COSEBOC) convention in Austin.

3. Building Austin Creative Capacity Needs Assessment: Meghan Wells, City of Austin **Cultural Arts Division** Manager gave a presentation on the arts assessment.
4. Stephanie Bergara City of **Austin Music Division Program Coordinator**, presented on the music assessment and on the Austin Music Census focus groups.

Working Groups;

1. **By-Laws update:** A motion was made by Commissioner Kenneth Thompson to create a working group to update the Commission's By-Laws and seconded by Commissioner Clifford Gillard. The motion was approved by a 12-0 vote. Commissioners Aaron Demerson and Michael Lee volunteered to lead the working group for the by-laws update.
2. Feasibility Budget Working Group: Mr. Washington suggested the working group revise the draft spreadsheet and identify three tiers of categories. There was a motion on the budget request regarding Homer Hill on the Urban Fest no fees plus \$26,000.00 in sponsorship for the Urban Fest. Motion to approve the budget recommendation by Kenneth Thompson, seconded by LaTisha Anderson. Kenneth Thompson motioned to resend his initial motion, second by LaTisha Anderson. The final motion was made again with modifications to items 6, 15, 20 motion seconded by LaTisha Anderson with a 12-0 vote motion passed. Motion made by Mr. Lee to give the feasibility budget spreadsheet back to the working group to create the 3 tier format, the motion was seconded by Clifford Gillard on a 12-0 vote motion passed.

OLD BUSINESS:

Revise Regular Meetings Schedule: Commissioner Kenneth Thompson moved to change the regular monthly Commission meetings to the 1st Tuesday of each month; the motion was not seconded. Vice Chair Eugene then suggested holding regular meetings the first Monday of each month. Commissioner Kenneth Thompson moved to change the regular monthly Commission meetings to the first Monday of each month, beginning in October 2016; the motion was seconded by Commissioner Aaron Whatley and approved on a 12-0 vote.

NEW BUSINESS:

Commissioner Clifford Gillard recommended that the Commission host a community meeting to discuss police violence, police shootings and the Black Lives Matter movement at a special called meeting to which the Chief of Police, Mayor, and City Manager be invited to address public concern.

ADJOURNMENT

The meeting was adjourned at 8:30 P.M. by Vice Chair Chiquita Eugene.