

**State of Texas  
County of Bexar  
City of San Antonio**



**FINAL  
Meeting Minutes  
City Council A Session**

City Hall Complex  
114 W. Commerce  
San Antonio, Texas 78205

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Thursday, April 30, 2015

9:00 AM

Municipal Plaza Building

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The City Council convened in a Regular City Council Meeting. City Clerk Leticia Vacek took the Roll Call with the following Councilmembers present:

**PRESENT:** 11 - Mayor Taylor, Trevino, Warrick, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Krier and Gallagher

1. The Invocation was delivered by Pastor John Witte, Bandera Road Community Church, guest of Councilmember Cris Medina, District 7.
2. Mayor Taylor led the Pledge of Allegiance to the Flag of the United States of America.
3. Approval of Minutes for the Regular City Council Meetings of March 11 - 12, 2015.

Councilmember Gallagher moved to approve the minutes for the Regular City Council Meetings of March 11-12, 2015. Councilmember Treviño seconded the motion. The motion prevailed by the following vote:

**AYE:** 11 - Mayor Taylor, Trevino, Warrick, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Krier and Gallagher

### **POINT OF PERSONAL PRIVILEGE**

Councilmember Gonzales highlighted the Earn A Bike Co-op Bicycling Program in District 5 that would soon be expanded to three additional locations. She spoke of their work in which they share equipment, materials, expertise, and hands-on support for Cyclists of all ages. She recognized Santiago Soulayrac, a High School Junior who has actively participated in the program since its inception. Mr. Soulayrac thanked the City Council for the recognition and everyone that assisted the program.

Councilmember Lopez highlighted the Northwest Area Recreation Center, District 6 Library, and YMCA Partnership (Items 16A-D). He recognized Oscar Rosalez, President of the Tara Neighborhood Association. Mr. Rosalez expressed his support for the Recreation Center and stated that it would be a great asset for the neighborhood.

Councilmember Saldaña welcomed Elijah Larson with Boy Scout Troop 500 who was in attendance to earn his Citizenship in the Community Badge.

Councilmember Treviño welcomed the Beacon Hill Elementary Student Council that was in attendance. Councilmember Viagran recognized the Carroll Bell Elementary Student Council that was present.

### **ACTION ITEMS FOR STAFF BRIEFING**

The City Clerk read the caption for Item 4:

#### **2015-04-30-0331**

4. A Public Hearing and consideration of an Ordinance readopting and continuing in effect the City's youth curfew ordinance, Chapter 21, Article V of City Code of San Antonio, Texas. [Erik Walsh, Deputy City Manager; Anthony Trevino, Interim Police Chief]

Mayor Taylor opened the Public Hearing on the need to continue the Juvenile Curfew Ordinance, Chapter 21, Article V of the City Code of San Antonio, Texas.

Interim Police Chief Anthony Treviño presented a Power Point outlining the Youth Curfew Ordinance. He stated that Chapter 21, Article V of the City Code was adopted on July 25,

1991. He noted that per Texas Local Government Code, the ordinance was required to be renewed every three years. He indicated that the San Antonio Police Department (SAPD) had conducted a review of the ordinance by meeting with stakeholders including Municipal Court, Park Police, Juvenile Processing, and School District Police Departments. He reported that they all concurred that the Youth Curfew Ordinance was an important tool.

Chief Treviño explained that the objectives of the Youth Curfew were to reduce juvenile victimization and crimes, as well as encourage school attendance by ensuring that school children are at home early on school nights. He stated that a child under the age of 17 could not "purposefully remain, walk, run, stand, drive or ride about in any public place in the City of San Antonio between 9:00 am and 2:30 pm Monday through Friday (school days only) and 11:00 pm to 6:00 am any day of the week or weekend." He provided an overview of exceptions which include a minor attending, going to or coming from a school, government sponsored, or religious activity without a detour or stop.

Chief Treviño outlined enforcement procedures noting that when an Officer witnessed a potential violation, they would: 1) Verify age; 2) May issue a warning or citation; and/or 3) May write a Police Report as circumstances merit. He explained that the Officer may contact a parent or guardian for pick up or bring the child to the San Antonio Police Juvenile Processing Office until a guardian could be located. He provided statistics for the last three years in which an average of 125 violations and 252 warnings were issued. He added that there were no changes recommended to the ordinance at this time.

Mayor Taylor called upon the citizens registered to speak.

Fidel Castillo expressed concern with the violation of Indigenous Laws and noted that Indigent Children were being processed into the Penal System at a 54% Rate.

Nazirite Ruben Flores Perez addressed the City Council in support of continuing the Juvenile Curfew Ordinance.

Jack M. Finger expressed concern with the exceptions to the curfew and stated that all of the pertinent information was not provided in the back-up.

Having heard all comments from the citizens wishing to be heard, Mayor Taylor closed the Public Hearing on the Juvenile Curfew Ordinance.

At this time, Mayor Taylor recognized the City Councilmembers to speak.

Councilmember Warrick requested the statistics presented by Chief Treviño by Council

District. Chief Treviño stated that they would break down the data by Council District and provide it to the City Council. Councilmember Warrick asked what would occur if a person did not have identification with them. Chief Treviño stated that they would work to identify the individual and must turn them over to the proper guardian.

Councilmember Warrick moved to adopt the proposed ordinance. Councilmember Treviño seconded the motion. The motion prevailed by the following vote:

**AYE:** 9 - Mayor Taylor, Trevino, Warrick, Saldaña, Gonzales, Lopez, Medina, Krier and Gallagher

**ABSENT:** 2 - Viagran and Nirenberg

The City Clerk read the caption for Item 5:

5. Briefing and possible action on legislation filed in the 84th Regular State Legislative Session, an update on the status of proposed State legislation and its impact on the City of San Antonio. [Carlos Contreras, Assistant City Manager; Jeff Coyle, Director, Intergovernmental Relations]

Jeff Coyle presented a Power Point depicting the status of the House and Senate Bills being monitored that may impact the City of San Antonio. He highlighted City of San Antonio Initiatives to include: Municipal Court, Military Funding, 3rd Trimester Syphilis Testing, G.J. Sutton Building, Missions Resolution, and Local Procurement Preference. He reported on the Committee Hearings occurring on Annexation, Local Preference, and City Regulatory Authority. He highlighted the Streetcar Election (House Bill 537 and Senate Bill 1837). He mentioned Bills that were moving include: Annexation, Eminent Domain, Military, Transportation Network Companies (TNCs), Sporting Goods Tax, Alamo Funding, Fire Sprinklers, Transportation Funding, Groundwater Permitting, and Tax Credits for Low Income Housing. He noted that the Intergovernmental Relations (IGR) Council Committee had approved forwarding a Resolution of Support for Senate Bill 1719 to the full City Council which would allow City Councilmembers to provide a written statement for Low Income Housing Tax Credits.

Mayor Taylor recognized the citizens that registered to speak.

Fidel Castillo stated that he had worked with Senator Menendez's Office on Senate Bill (SB) 1630 requesting that the use of Psychotropics in the Juvenile System be discontinued.

Nazirite Ruben Flores Perez spoke of a bill related to religion and noted that the majority of

religions were false.

Jack M. Finger stated that he was pleased with the Transportation Bills moving out of Committee which would stop Gas Tax Dollars being diverted to projects other than Highway Maintenance. He spoke of a bill endorsed by Church Pastors and other Christians not to be persecuted by a Municipality when speaking out against Homosexuality.

At this time, Mayor Taylor recognized the City Councilmembers to speak.

Councilmember Treviño asked about the background checks for TNCs. Mr. Jim Kopp stated that the bill as currently written provides that cities could require TNCs to access the Department of Public Safety (DPS) Database but cannot require them to perform fingerprinting. Councilmember Treviño asked of the wrap-back feature of fingerprinting. Mr. Kopp replied that once an individual is fingerprinted, the State would be notified in the future if they commit a criminal offense. Councilmember Treviño asked of the Annual Fee for TNCs. Mr. Kopp responded that the bill required TNCs to pay an Annual Fee of \$115,000 to the State while the City of San Antonio Fee was \$25,000 annually for companies with over 300 drivers.

Councilmember Krier stated that it was very important to maintain Local Control on issues such as TNCs. He spoke of SB 1719 authored by Senator Campbell that would allow Councilmembers input on Low Income Housing Tax Credit which was approved by the IGR Council Committee.

Councilmember Krier moved to approve the Resolution of Support for SB 1719. Councilmember Gallagher seconded the motion.

Councilmember Lopez asked of the status of House Bill (HB) 3535 which would allow Tax Credit Dollars to be allocated toward targeted areas. Mr. Coyle replied that the bill was moved out of Committee and was awaiting the Calendar to be placed on the House Floor. Councilmember Lopez stated that he had originally supported SB 1719 regarding the Low Income Housing Tax Credits; however, now expressed concern due to the negative impact it would have on Inner City Housing. He noted that if the bill would have negative impacts on the points being awarded by the City Council, he could not support it.

Mayor Taylor asked staff for confirmation on the scoring and noted that many of the Housing Tax Credit Applications were very competitive and one point could make a difference. Mrs. Sculley confirmed that there could be a point deducted or added if a Councilmember sent a memo of support or opposition.

Councilmember Saldaña spoke of the low amount of affordable housing in the city and expressed concern with the language of SB 1719. He asked of the location of Housing Tax Credits in the city. Peter Zanoni replied that over the last year, most of the applications were for projects north of Loop 410 and near Loop 1604. Councilmember Saldaña stated that he could not support the bill as written.

Councilmember Viagran expressed concern with moving said item forward prior to the Housing Summit that will be held in May. She asked of the current support for the bill. Mr. Coyle replied that it had not yet been set for a hearing and therefore, was not aware of the support or opposition at this time. Councilmember Viagran asked of the status of the Open Carry Bill. Mr. Coyle responded that it had passed both chambers but that they were each different bills.

Councilmember Gallagher expressed support for SB 1719. He also stated that he did not understand why anyone would want to give up control in their District. He added that he wanted to send a strong message to the Legislature regarding the importance of Local Control.

Councilmember Krier stated that based on the discussion today and the fact that they did not know the position of the Texas Municipal League (TML) on SB 1719; he expressed that he would like to have further discussion on said item at the next IGR Council Committee Meeting. Councilmember Krier withdrew his motion to approve the Resolution supporting SB 1719. Councilmember Gallagher withdrew his second.

Councilmember Nirenberg stated that he did not view SB 1719 as harmful but understood that additional discussion should occur. He noted that he would like to see how other cities were vetting said item and their evaluation of the bill.

Councilmember Gonzales spoke of the challenges with housing in the Inner City and stated that they would have to be more open on bringing in new developments without relying on Tax Credits only.

Councilmember Warrick asked how HB 2440 (related to TNCs) would be enforced locally. Mr. Kopp replied that the State would enforce it and cities would not have a role in that process.

Mayor Taylor asked of coordination with other cities on TNC Legislation. Mr. Coyle replied that he met weekly with his counterparts in other Major Cities on the issue and that those with Local TNC Ordinances were all opposed to the legislation. Mayor Taylor thanked staff for the presentation.

No action was required for Item 5.

### **CONSENT AGENDA ITEMS**

Items 10, 23, 31A and 31B were pulled for Individual Consideration. Councilmember Gallagher moved to approve the remaining Consent Agenda Items: 6, 7, 8, 9, 11, 12, 13, 14, 15A, 15B, 16A, 16B, 16C, 16D, 17, 18, 19A, 19B, 20, 21, 22, 24, 25, 26, 27, 28, 29, and 30. Councilmember Saldaña seconded the motion.

Mayor Taylor called upon the citizens registered to speak.

Nazirite Ruben Flores Perez expressed support for the contract for structured cabling services (Item 6).

Jack M. Finger expressed concern with the no-cost leases with the YMCA (Item 16B) and asked how the microchipping of animals initiative would be enforced (Item 23).

Faris Hodge, Jr. submitted written testimony in support of Items 4, 6-16A, 16C-23, and 25-31B. He wrote that Board Applicants should be interviewed on television (Item 24).

The motion to approve the remaining Consent Agenda Items prevailed by the following vote:

**AYE:** 9 - Mayor Taylor, Trevino, Warrick, Viagran, Saldaña, Gonzales, Medina, Nirenberg and Gallagher

**ABSENT:** 2 - Lopez and Krier

#### **2015-04-30-0332**

6. An Ordinance accepting the proposal from Presidio Networked Solutions Group, LLC., to provide the Infrastructure Division of the Information Technology Services Department, with a contract for structured cabling services for an estimated annual cost of \$3,000,000.00 with funding sources including but not limited to, capital funds, operating budgets, and grants authorized by City Council. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Director, Finance]

#### **2015-04-30-0333**

7. An Ordinance accepting an offer authorizing the software and hardware upgrade of the 3M Radio Frequency Identification Data equipment currently installed in all San Antonio Public Library locations from 3M Corporation in an amount not to exceed \$226,380.22; funded with the Library's General Fund. [Ben Gorzell, Chief Financial

Officer; Troy Elliott, Director, Finance]

**2015-04-30-0334**

8. An Ordinance accepting the offer from Twincrest, Inc. d/b/a Twincrest Technologies to provide the Transportation and Capital Improvement Department, Traffic Management Center with radar detection equipment and installation at approximately 22 intersections throughout the City for a total cost of \$910,000.00, funded with the Advanced Transportation District FY2015 Detection Project and available in the FY 2015 – FY2020 Capital Improvement Program. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Director, Finance]

**2015-04-30-0335**

9. An Ordinance authorizing the following contracts establishing unit prices for goods and services for an estimated annual cost of \$417,000.00: (A) Nueces Power Equipment for Wirtgen reclaimer & milling machine parts and service, (B) Global Technology Systems, Inc. for two-way radio batteries and chargers, (C) Stanbio/EKF Diagnostics for HemoPoint H2 cuvettes and accessories for SAMHD, and (D) UTEC for Lemco crane parts and service. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Director, Finance]

**2015-04-30-0337**

11. An Ordinance for the Great Northwest Library, a FY 2015 Certificates of Obligation funded project, located in Council District 6, authorizing a Job Order Contract to Con-Cor Inc. for exterior weatherization, roof repairs, and general renovations in an amount not to exceed \$210,617.32. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]

**2015-04-30-0338**

12. An Ordinance for the Bob Ross Senior Center for the replacement of window systems, a FY 2015 Deferred Maintenance Project, located in Council District 8, authorizing a Job Order Contract with Jamail and Smith Construction in the amount of \$191,764.57. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]

**2015-04-30-0339**

13. An Ordinance for vehicle detection equipment at signalized intersections along major corridors authorizing the execution of an Advance Funding Agreement with the Texas Department of Transportation for acceptance up to \$728,000.00 to fund 22 intersections and authorizing \$10,511.00 payment to TxDOT for state oversight. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]



**2015-04-30-0340**

14. An Ordinance authorizing a Task Order Contract to D&G Energy Corporation in an amount not to exceed \$1,710,217.50 for the installation of Traffic Signal Systems and other devices throughout the City, for a term beginning April 30, 2015 and ending April 30, 2017. [Peter Zaroni, Deputy City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]
15. Consideration of the following actions totaling \$11,700,000.00 related to the renovation and expansion of the Commercial Federal Inspection Station Facility at San Antonio International Airport, a 2007 General Aviation Revenue Bond funded project: [Ed Belmares, Assistant City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]

**2015-04-30-0341**

- 15A. An Ordinance authorizing the execution of a Professional Services Agreement in an amount not to exceed \$1,200,000.00 payable to CNG Engineering, PLLC, to provide professional design services.

**2015-04-30-0342**

- 15B. An Ordinance authorizing the execution of a Construction Manager at Risk contract in the amount not to exceed \$10,500,000.00, authorized payable to Turner Construction Company.
16. Consideration of the following actions related to the Northwest Area Recreation Center and District 6 Library, both 2012-2017 Bond Projects: Ed Belmares, Assistant City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]

**2015-04-30-0343**

- 16A. An Ordinance authorizing the execution of a Funding Agreement with the YMCA in an amount not to exceed \$4,000,000 for the design and construction of the Northwest Area Recreation Center of which \$3,000,000.00 will fund a recreation center and of which \$1,000,000.00 will fund the District 6 Library, the District 6 Library's structural improvements, and shared common areas to be located within said recreation center, both 2012-2017 Bond Projects, located in Council District 6, and authorizing the reallocation of 2007 General Obligation Bond funds and 2012 General Obligation Bond funds.

**2015-04-30-0344**

- 16B.** An Ordinance authorizing the execution of two no-cost leases with the YMCA of portions of a building to be located at 8765 Highway 151: (1) a 25 year no-cost lease of approximately 38,121 square feet to be used as a recreation center; and (2) a 26 year no-cost lease of 5,000 square feet plus shared common areas to be used as the District 6 Library, and authorizing a license of approximately 38,121 square feet of the building to the YMCA for their operations of a recreation center.

**2015-04-30-0345**

- 16C.** An Ordinance authorizing the acquisition of a 12-acre parcel located at the corner of Richland Hills and Ingram Rd. for an amount of \$2,815,000.00 payable to SAWS for the development of multipurpose athletic fields and appropriating funds in the amount of \$1,500,000.00 and authorizing three annual payments in the amount of \$438,333.34 each in March 2016, March 2017, and March 2018, contingent upon approval of budgets in subsequent fiscal years.

**2015-04-30-0346**

- 16D.** An Ordinance authorizing a Development Agreement with 210 Development Group doing business as Mission Development Group for the construction of multipurpose athletic fields and Senior Independent Living Residential Facility at the corner of Richland Hills and Ingram Rd., and authorizing the City to accept annual lease payments in the amount of \$12,000.00 and annual investment income in the amount of 5% of the net operating income of the development until the project is sold and 5% from the net proceeds of the sale.

**2015-04-30-0347**

- 17.** An Ordinance authorizing the closure, vacation, and abandonment of a 0.3910 acre unimproved right-of-way alley located between Anacacho Road and O'Connor Road in Council District 10 as requested by Big Diamond LLC for a fee of \$50,474.00 with conditions. [Peter Zaroni, Deputy City Manager; Mike Etienne, EastPoint & Real Estate Services]

**2015-04-30-0348**

- 18.** An Ordinance approving the following Farmer's Market lease assignments: (1) Boone's Fine Prints to Emilia Squadrito dba La Villa; (2) The Spanish Flair to Emilia Squadrito dba Pura Vida; (3) Santiago Mexican Imports to Juan Buendia dba Buendia Imports. [Ed Belmares, Assistant City Manager; Felix Padron, Director, Culture and Creative Development]

19. Consideration of two Ordinances related to the Fixed Based Operations at Stinson Municipal Airport: [Ed Belmares, Assistant City Manager; Frank Miller, Director, Aviation]

**2015-04-30-0349**

- 19A. An Ordinance consenting to the assignment and assumption agreement between Stinson Jet Center, LLC and Imperial Aviation, LLC and authorizing an amendment to the agreement for the addition of an option of a five-year extension to the term.

**2015-04-30-0350**

- 19B. An Ordinance consenting to the assignment and assumption agreement between San Antonio Aviation, LLC and Imperial Aviation, LLC and authorizing an amendment to the agreement for the rental of 1,981 square feet of office space within the Terminal Building and extension of the term to January 31, 2024 with an option of a five-year extension which will generate \$25,178.51 in annual rental.

**2015-04-30-0351**

20. An Ordinance ratifying the submission of a grant application to the Texas Facilities Commission for, and authorizing the acceptance of, medical surplus supplies and equipment valued at approximately \$196,980.00 for the Office of Emergency Management and available through the Federal Surplus Property Program. [Erik J. Walsh, Deputy City Manager; Charles N. Hood, Fire Chief]

**2015-04-30-0352**

21. An Ordinance authorizing the submission of a grant application, and acceptance of funds upon award, from the Texas Department of Agriculture for \$1,135,266.31 to fund the 2015 Summer Food Service Program operated by the Parks and Recreation Department for the period of June 15, 2015, through August 14, 2015. [Gloria Hurtado, Assistant City Manager; Xavier Urrutia, Director, Parks & Recreation]

**2015-04-30-0353**

22. An Ordinance authorizing the submission of a grant application in an amount up to \$1,211,867.00 to the Texas Automobile Burglary and Theft Prevention Authority for the Regional Auto Crimes Team Project; authorizing the acceptance of funds, upon award; authorizing an interlocal agreement between the City of San Antonio and the Bexar County Sheriff's Office related to the grant application; and approving a cash matching contribution of \$606,194.00 and an in kind matching contribution of \$1,928,043.00. [Erik Walsh, Deputy City Manager; Anthony Trevino, Interim Police Chief]

**2015-04-30-0355**

24. An Ordinance appointing Diane D. Rath (Alamo Area Council of Governments), Melinda A. Vasquez (Aviation Industry), Joseph A. Trevino (Business Community), Sean M. Henricksen (Community), and reappointing Sandra L. Taylor (Aviation Industry), Marsha B. Hendler (Business Community), Robert L. Hendricks (Community), D. Bruce Smith (Community), and Daniel J. Decker (Travel & Tourism) to the Airport Advisory Commission for the remainder of unexpired terms of office to expire March 18, 2017; appointing George C. Meketa (Business Community) for the remainder of an unexpired term of office to expire March 18, 2016; and waiving the City Code residency requirement in Chapter 2, Article IX, Sec. 2-529(B) for Diane D. Rath, Sandra L. Taylor, Joseph A. Trevino, and George C. Meketa [Leticia M. Vacek, City Clerk]

**2015-04-30-0356**

25. An Ordinance authorizing the San Antonio Metropolitan Health District to waive the temporary food establishment permit requirement, including fees and required inspections, for local children and youth participating in Lemonade Day on May 3, 2015. [Erik Walsh, Deputy City Manager, Dr. Thomas L. Schlenker, Director of Public Health]

**2015-04-30-0357**

26. An Ordinance authorizing agreements with CentroMed and the San Antonio AIDS Foundation related to the San Antonio Metropolitan Health District's participation in the Texas Department of State Health Services' Region 8 Medicaid 1115 Waiver Tuberculosis Identification and Treatment Project beginning upon execution of each agreement through September 30, 2015; and authorizing the option to renew each agreement for an additional one year period contingent upon available funding. [Erik Walsh, Deputy City Manager; Dr. Thomas L. Schlenker, Director of Public Health]

**2015-04-30-0031R**

27. A Resolution directing staff to initiate rezoning for landmark designation for 1417 W. Salinas [Carlos Contreras, Assistant City Manager; Shanon Shea Miller, Director, Office of Historic Preservation].

**2015-04-30-0032R**

28. A Resolution directing staff to initiate rezoning for landmark designation for 523 N. Colorado [Carlos Contreras, Assistant City Manager; Shanon Shea Miller, Director, Office of Historic Preservation].

**2015-04-30-0033R**

29. Resolution directing staff to initiate rezoning for landmark designation for 1704 San Fernando [Carlos Contreras, Assistant City Manager; Shanon Shea Miller, Director, Office of Historic Preservation].

**2015-04-30-0358**

30. An Ordinance authorizing Self-Monitoring Standards for the Parks and Recreation Department's youth recreation programs to comply with Texas Department of Family and Protective Services regulations. [Gloria Hurtado, Assistant City Manager; Xavier Urrutia, Director, Parks & Recreation]

**CONSENT ITEMS CONCLUDED****ITEMS PULLED FOR INDIVIDUAL CONSIDERATION**

The City Clerk read the caption for Item 10:

**2015-04-30-0336**

10. An Ordinance authorizing the negotiation and execution of a \$1,000,000.00 funding agreement with the San Antonio Botanical Garden Society, Inc. for the Botanical Garden Family Adventure Garden, a 2015 Grant Funded project from the Texas Parks and Wildlife Urban Outdoor Recreation Grant Program [Gloria Hurtado, Assistant City Manager; Xavier D. Urrutia, Director, Parks & Recreation]

Councilmember Warrick highlighted said item and asked for a brief summary. Xavier Urrutia stated that this was the next phase in the Public/Private Partnership with the San Antonio Botanical Garden Society. He noted that they had raised half of the funding needed for the Family Adventure Garden and that the City had been awarded a grant that would also help fund the project. Councilmember Warrick expressed his support and stated that he was pleased with the San Antonio Botanical Garden Society partnership.

Councilmember Treviño expressed his support and stated that the Botanical Gardens were a treasure for the city.

Councilmember Warrick moved to adopt the proposed ordinance. Councilmember Treviño seconded the motion.

**AYE:** 10 - Mayor Taylor, Trevino, Warrick, Viagran, Saldaña, Gonzales, Medina, Nirenberg, Krier and Gallagher

**ABSENT:** 1 - Lopez

The City Clerk read the caption for Item 23:

**2015-04-30-0354**

- 23.** An Ordinance amending Chapter 5 "Animals" of the City Code of San Antonio, Texas, by requiring that a registered microchip replace a pet license tag as part of the City's licensing program and providing for penalties and publication. [Gloria Hurtado, Assistant City Manager; Kathy Davis, Director, Animal Care Services]

Councilmember Viagran asked for an update of the changes. Kathy Davis reported that they would be providing the microchipping at a cost of \$5 which was equivalent to the current cost of a Pet License. She stated that there would not be a Renewal or Annual Fee. Councilmember Viagran asked how microchipping would help reduce the stray and roaming population throughout the city. Ms. Davis replied that they would be able to return pets back to their owner and that education would be a key component to success. Councilmember Viagran asked if there was criteria for people to be able to adopt pets. Ms. Davis confirmed that the application contained questions about being a responsible pet owner and that Adoption Counselors reviewed same prior to adoption.

Councilmember Warrick asked how long the microchipping fee would remain at \$5. Ms. Davis replied that they could continue to offer the fee for the next year and hoped to continue the fee the following year. Councilmember Warrick asked of the database. Ms. Davis responded that it was a National Database and that there was a toll free number that would be called when a lost pet was found. Councilmember Warrick asked if there was a penalty for pets that were picked up more than once. Ms. Davis replied that they could issue a citation when picking up a loose pet and noted that they would require the pet to be sterilized within 30 days. Councilmember Nirenberg stated that he would support an effort that increases spayed and neutered animals prior to leaving ACS.

Councilmember Nirenberg moved to adopt the proposed ordinance. Councilmember Warrick seconded the motion. The motion prevailed by the following vote:

**AYE:** 11 - Mayor Taylor, Trevino, Warrick, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Krier and Gallagher

The City Clerk read the captions for Items 31A and 31B:

- 31.** Consideration of the following actions related to the creation of a Residential Permit

Parking Zone Program: [Carlos Contreras, Assistant City Manager; Lori Houston, Director, Center City Development]

**2015-04-30-0359**

- 31A.** An Ordinance authorizing the continued application and enforcement of Article XII, Chapter 19, of the City Code of San Antonio regarding “Resident Only Parking Permits” and amending section 19-440 to clarify the de-designation process.

**2015-04-30-0360**

- 31B.** An Ordinance authorizing the continuation of a residential permit parking zone on portions of Arsenal Street and City Street in Council District 1.

Councilmember Warrick asked if they were looking at other areas to pilot the program. Lori Houston replied that they had completed the pilot program and were now recommending establishing the program citywide. She noted that any neighborhood that would like to establish a Residential Permit Parking Zone Program could submit an application for staff consideration. She added that the program was applicable Monday through Friday from 7:00 am to 7:00 pm and that there was a different program for evenings called the Event Parking Program. Councilmember Warrick noted issues surrounding the Alamodome and asked of enforcement. Ms. Houston replied that Enforcement Officers patrolled the areas during the event.

Councilmember Warrick moved to adopt the proposed ordinances for Items 31A and 31B. Councilmember Treviño seconded the motion. The motion prevailed by the following vote:

**AYE:** 10 - Mayor Taylor, Trevino, Warrick, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Krier and Gallagher

**ABSENT:** 1 - Viagran

- 32.** City Manager's Report  
A. Parks and Recreation Update  
B. Center City Development Office Update

A. Mrs. Sculley reported that on Saturday, May 2nd, the extended pool season kicked off at four regional pools: Woodlawn, Heritage, Southside Lions, and Lady Bird Johnson. She spoke of the partnership between the Parks and Recreation Department and San Antonio Sports on the VIVA SWIM for Life Initiative which includes free swim lessons at all of the outdoor pools this summer. She mentioned that the VIVA SWIM for Life Initiative will connect children and their families to swimming lessons taught by qualified instructors at

public and private pools throughout the city. She noted that other partners in the VIVA SWIM for Life Initiative include University Health System, Boys & Girls Club, Green Tree Tennis Club, Love to Swim & Tumble, NEISD Aquatics, NISD Aquatics, San Antonio Swim Academy, YMCA, YWCA and Gold's Gym. She stated that multiple sponsors stepped forward to help provide these free lessons at City Pools including: Humana, NuStar, Robert Ober, Sage Advisors, San Antonio Sports, Sea World, Security Services Federal Credit Union, and the Brighton Center. She noted that Parks and Recreation Staff was incorporating a variety of outreach efforts to get the word out including: flyers at community centers, schools, and local businesses as well as promotions at community programs and special events, on the website, banners at pool locations, social media and email blasts.

B. Mrs. Sculley reported that on December 3, 2013, the City of San Antonio in partnership with private property owners launched OPEN, a Downtown Pop Up Program that activated vacant storefronts by offering retailers a short-term no-cost lease during the holiday season. She stated that the program initially activated four empty storefronts along Houston Street, as well as allowed over eight local entrepreneurs the opportunity to test the Downtown San Antonio Market for the holiday season. She noted that the second OPEN Program had over 20 small businesses participate at four locations along E. Houston Street and E. Travis Street. She indicated that due to popular demand, a Spring OPEN Program will take place May 15th-28th in four vacant storefronts at St. Paul Square on the eastside of Downtown. She stated that for two weeks, there will be 18 vendors popping up at 1142 E. Commerce, 1160 E. Commerce (Mana House), 1167 E. Commerce, and 1170 E. Commerce (Former Ruth's Chris Restaurant). She stated that the Pop Up Shops would be open Monday-Friday from 5:00-9:00 pm and Saturdays and Sundays from 10:00 am-6:00 pm. She thanked the partners that collaborated to make the program possible including Café Commerce, SAGE, EastPoint, Alamo Chamber, Office of Historic Preservation, Centro and Reata. She noted that the program caters to entrepreneurs who are interested in exploring the Downtown Retail Market. She added that this season's program includes three educational courses for the vendors hosted at Café Commerce: 1) Marketing/Social Media, 2) Store Layout/Window Display, and 3) Applying for and securing business loans. She stated that more information could be found at [www.opensanantonio.com](http://www.opensanantonio.com).

### **EXECUTIVE SESSION**

Mayor Taylor recessed the meeting at 11:22 am and reconvened the Executive Session from the previous day noting that the following items would be addressed:

D. Discuss legal issues related to a lawsuit styled Northern Hills Management Company v. City of San Antonio, et al pursuant to Texas Government Code Section 551.071 (consultation with attorney).



F. Discuss legal issues relating to State Legislative matters pursuant to Texas Government Code Section 551.071 (consultation with attorney).

**RECONVENED**

Mayor Taylor reconvened the meeting at 12:17 pm and announced that no action was taken in Executive Session.

**ADJOURNMENT**

There being no further discussion, Mayor Taylor adjourned the meeting at 12:17 pm.

APPROVED

IVY R. TAYLOR  
MAYOR

ATTEST:

LETICIA M. VACEK, TRMC/CMC/MMC  
CITY CLERK