

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



DRAFT

Meeting Minutes

City Council B Session

City Hall Complex
105 Main Plaza
San Antonio, Texas 78205

Wednesday, December 9, 2015

2:00 PM

Municipal Plaza Building

The City Council of San Antonio convened in the “B” Room of the Municipal Plaza Building. City Clerk Leticia Vacek took the Roll Call with the following Councilmembers present:

PRESENT: 10 - Mayor Taylor, Treviño, Warrick, Viagran, Saldaña, Gonzales, Medina, Nirenberg, Krier, and Gallagher

ABSENT: 1 - Lopez

Mrs. Vacek announced that Councilmember Lopez was out of the city on Personal Leave.

1. A Briefing on the recommendation resulting from the Convention & Visitors Bureau Structure Task Force created by Mayor Ivy Taylor and chaired by Dan Decker, President of SeaWorld. [Lori Houston, Assistant City Manager; Casandra Matej, Director, Convention and Visitors Bureau]

Casandra Matej introduced Dan Decker, President of Sea World and Chair of the Convention & Visitors Bureau Structure Task Force. Mr. Decker presented a Power Point and spoke of the San Antonio Convention and Visitors Bureau (SACVB) Structure Task Force. He stated that their purpose was to evaluate which CVB Structure affords the best competitive advantage to sustain and grow the San Antonio Visitor Industry. He noted their

approach in which they studied best practices and developed recommendations. He indicated that the economic impact of travel to San Antonio was critical and contributes \$13.4 Billion annually. He reported that of the Top 50 U.S. Cities; San Antonio was the only City Governed Structure and that competitive set cities were rapidly growing their marketing budgets while San Antonio's remained flat.

Mr. Decker outlined Pros and Cons of maintaining a City Structure, as well as operating under a 501(c)(6). He spoke of the Competitor Set Cities noting that 69% operate as a 501(c)(6). He highlighted the Financial Implications to the City and to the CVB. He stated that their recommendation was to change the CVB Structure from a City Governed Entity to an Independent 501(c)(6) Organization. He noted that the Mayor and City Manager should establish a Transition Team to include representatives from Human Resources, Legal, Budget, and Finance. He added that there would be a 12 to 18 month transition timeline and that a Transition Team would bring forward a detailed plan for final approval by the Mayor and City Council.

Lori Steward, Human Resources Director stated that they would provide City Employees the option to seek placement within the City using a Standard, Tenure-Based Process or transition to the New Organization. Maria Villagomez, Assistant City Manager stated that the CVB currently pays \$1.5 Million to the City Internal Services Funds annually. She noted that the Transition Team would evaluate the impact of the Administration and Internal Services from a City Function to a New Entity.

Mayor Taylor thanked everyone for their work and asked of the impact to the City's Debt Service Management. City Manager Sculley replied that they were financing the Convention Center Expansion out of Hotel Occupancy Taxes as approved by the City Council. She stated that they were retiring debt from previous renovations to the Convention Center and would have to meet those debt obligations before turning Hotel Occupancy Tax Funds to the operating side of the budget. Mayor Taylor asked if staff was confident in meeting the requirements. Mrs. Sculley confirmed that they were.

Councilmember Treviño stated that he was supportive of the recommendation and that many were comfortable with the ability to grow the CVB Budget with the new structure. He asked of the contract the City would have with the CVB. Mr. Decker replied that the contract would include the City having participation from the City Council to ensure the City is the largest stakeholder in the CVB. He added that there would be a great amount of reporting to the City Council and ensuring there was transparency.

Councilmember Saldaña thanked everyone for their work and asked of the safeguards in place to ensure the goal is met to raise the amount of money in the CVB Budget. Ms.

Casandra Matej stated that there would be accountability within the Contract Terms and they would be required to meet certain metrics. Councilmember Saldaña asked of the structure of the new entity's Board of Directors. Ms. Matej replied that it had not been finalized but would include City Councilmembers and Representatives from City Departments and the Business Community. Councilmember Saldaña stressed the importance of maintaining input on the CVB Advertising Contract and how the message of the City of San Antonio is communicated.

Councilmember Viagran spoke of the importance of the contract between the City of San Antonio and the CVB if it becomes a new entity. She stated that small businesses should not be financially impacted due to the transition and that they should be considered when making a decision. She expressed support for the transition due to results of the various studies conducted. Mayor Taylor confirmed that the new entity would work cooperatively with any larger effort related to branding and messaging the City of San Antonio. Ms. Matej confirmed they would continue a cooperative effort on same.

Councilmember Nirenberg expressed his support for transitioning the CVB into a new entity and asked of the issue of Houston and Dallas encroaching on San Antonio's Leisure Travel. Ms. Matej replied that Houston and Dallas had been growing their overall budgets and adding funds toward the Leisure Market. Councilmember Nirenberg stated that he would like to see how other cities were governed and noted the need for strict metrics for the new entity.

Councilmember Warrick expressed support for the new entity and asked of the impact to leisure and convention travel. Ms. Matej replied that there was a great impact on convention travel; however, there was also a positive impact on leisure travel. Councilmember Warrick asked of the economic impact regarding businesses coming to San Antonio. Ms. Matej replied that they had not performed a study on that but there were examples of positive economic development to various destinations. Councilmember Medina stated that he was comfortable with the transition to a new entity and asked of continued engagement with the Airport. Ms. Matej replied that they would continue to have a strong interest in the Airport and recruiting new airlines and direct flights.

Councilmember Krier expressed his support for transitioning to a new entity and asked how long it would take to be effective. Ms. Matej replied that the overall transition plan would take 12 to 18 months to implement. Councilmember Krier spoke of the Governance of the new entity and noted the importance of having representation to develop Economic Development Opportunities. Councilmember Gallagher expressed his support for the new entity. Councilmember Treviño added that branding should be authentic and requested that they incorporate the new World Heritage Status in marketing efforts.

Mayor Taylor thanked everyone for the presentation.

2. A Briefing and possible action regarding the current state of homelessness, Homeless best practices, and proposed revisions to City Code: Chapter 13 Food and Food Handlers. [Erik Walsh, Deputy City Manager, William McManus, Chief of Police, Maria Villagomez, Assistant City Manager; Melody Woosley, Director, Human Services]

Ms. Melody Woosley outlined the Community Homeless Plan and noted that the goal of the Plan was to implement strategies balancing Law Enforcement and Human Services. She reported the Number of Homeless in San Antonio based on the Point in Time Count conducted by the South Alamo Regional Alliance for the Homeless (SARAH) from 2010 to present. She stated that the City of San Antonio's Role was to ensure Public Safety, Planning & Policy Development, Coordination & Facilitation, and Financial Investment.

Police Chief Bill McManus discussed the implementation of Public Safety Improvements that would include the creation of two Multi-Disciplinary Outreach Teams comprised of a San Antonio Police Department (SAPD) Mental Health Unit Officer; San Antonio Fire Department (SAFD) Emergency Medical Services (EMS) Staff; Mental Health Specialist; and Outreach Worker. He stated that they would develop alternate sentencing options for chronic inebriates and severe mentally ill individuals. He noted that they would coordinate with Bexar County and the Courts to develop recommendations by June 2016. He mentioned that they would provide additional security, day activities, and SAPD Presence at Haven for Hope Courtyard. He added that they would work to address the needs of special populations to include beds for married couples with no children.

Ms. Woosley stated that the success of the SAPD Outreach Teams would be dependent on a functioning Homeless System through strengthening SARAH. She noted that they would improve collaboration between partners and ensure that resources were sufficiently utilized. She spoke of the Mayor's Challenge to end Veteran Homelessness and noted that they had convened a Homeless Veteran Collaborative. She reported that their goal was to ensure that every Veteran has permanent housing and anticipated reaching Functional Zero by March 2016. She stated that they would realign resources to focus on Chronic Homeless and prioritize Housing Subsidies for Homeless Individuals. Additionally, they will work on the Legislative Agenda to increase funding for Mental Health and Substance Abuse Treatment.

Ms. Woosley presented the proposed policy for Charitable Feeding noting that they had discussions with Charitable Feeders and Stakeholders to develop same. She stated that they

had proposed to define the term “Charitable Feeding” as there were currently no specific regulations. She noted that fees and permit requirements were in place but recommended no fees or permits for Charitable Organizations with a 24-hour notice to the Health Department. She stated that trash disposal was not currently addressed but now recommended the requirement that undistributed food be removed from the site and that there be proper trash and waste disposal. She noted that the fee should be waived for Food Handler Certification for Charitable Feeding Organizations and that no citation would be assessed; only technical assistance provided. She clarified that Charitable Feeding Organizations would follow established regulations regarding the use of Public Right-of-Way and City Park Reservations. She added that they would bring the City Code Amendment to the City Council for approval on December 17, 2015 and would provide a 6-month Grace Period before full implementation in May 2016.

Mayor Taylor thanked staff for their work to address the issue of Homelessness and asked of the deployment of the Multi-Disciplinary Outreach Team. Chief McManus replied that they would be used to patrol the Downtown Area and that they would create a database with the name of the Homeless Individuals and services they have utilized. He stated that they would encourage the individuals to receive assistance but would not be forced to be taken in. Mayor Taylor stated that she felt there was a good balance on the Charitable Feeding Policy but noted there were concerns to quality of life for surrounding neighborhoods impacted by Charitable Feeding. She asked of the recourse if individuals do not adhere to regulations. Ms. Woosley replied that the Health Department had the option of confiscating food that they felt was unsafe or contaminated.

Councilmember Warrick asked if other cities in Bexar County were implementing strategies to reduce Homelessness. Ms. Woosley stated that there were a few cities participating in SARAH but not in a large way. Councilmember Warrick asked of the percentage of Homeless Individuals that have Veteran or Social Security Benefits. Ms. Woosley indicated that 80% of Veterans had benefits but was not sure of those that were not Veterans. Councilmember Warrick asked where Charitable Feeding occurs. Ms. Woosley replied that the largest area was inside Travis Park Methodist Church which was not affected by the Policy but many were located on the outskirts of Downtown.

Councilmember Medina asked of any issues at Haven for Hope. Chief McManus replied that many of the individuals that had been to Haven for Hope did not feel safe in the Courtyard. He stated that they would be providing extra visibility with SAPD Officers. Councilmember Medina asked what additional assistance could be provided by Veteran’s Affairs (VA). Ms. Woosley stated that a VA Representative was present at their Homeless Collaborative Meetings and that they would continue to work through the Legislative Agenda for funding.

Councilmember Gonzales asked for additional information regarding SARAH. Ms. Woosley replied that they were a non-profit organization that had been operating for 10 years and were responsible for coordinating the Homeless Management System in the community. Councilmember Gonzales asked if any Police Officers would be removed from Patrol to staff the Outreach Team. Chief McManus confirmed that they would not and that Officers would be utilized from the Mental Health Unit.

Councilmember Treviño spoke of his experience staying overnight at Prospects Courtyard and stated that he did not feel that it was unsafe. He noted that it was important to provide access to public restrooms and asked of having a Special Magistrate to handle intake of Homeless Individuals at Haven for Hope. Chief McManus replied that he was not aware of same but would follow up. Councilmember Viagran requested a briefing on the status of Public Safety Improvements to the Public Safety Council Committee and stated that a good balance had been reached in regard to the Charitable Feeding Policy.

Councilmember Saldaña spoke of the Homeless Population that is most difficult to serve that have drug dependencies, criminal records, or have been dishonorably discharged and asked of the rules at Haven for Hope. Ms. Woosley stated that Prospects Courtyard has the most minimal rules of any shelter in the city but do not allow individuals to drink alcohol or use drugs. Councilmember Nirenberg thanked staff for their work and stated that he was pleased with SAPD's Community Oriented Policing Approach. Councilmember Warrick asked if the Housing First Strategy was the most impactful way of dealing with Homelessness. Ms. Woosley stated that it was HUD Priority but needed additional resources to be successful.

Mayor Taylor thanked staff for the presentation.

EXECUTIVE SESSION

Mayor Taylor recessed the meeting into Executive Session at 4:58 pm to discuss the following:

- A. Deliberations regarding economic development negotiations and discuss related legal issues pursuant to Texas Government Code Sections 551.087 (economic development) and 551.071 (consultation with attorney).

- B. Deliberate the purchase, exchange, lease or value of real property and discuss related legal issues pursuant to Texas Government Code Sections 551.072 (real property) and 551.071 (consultation with attorney).

- C. Discuss legal issues related to collective bargaining pursuant to Texas Government Code Section 551.071 (consultation with attorney).
- D. Discuss legal issues related to litigation styled Valemas Construction, et al v. City of San Antonio pending in the Bexar County Judicial District Courts pursuant to Texas Government Code Section 551.071 (consultation with attorney).
- E. Discuss legal issues relating to SB273 and HB910 pursuant to Texas Government Code Section 551.071 (consultation with attorney).

RECONVENED

Mayor Taylor reconvened the meeting at 5:15 pm and announced that no action was taken in Executive Session. She stated that the Executive Session would resume the following day after the Business Portion of the City Council Meeting. She addressed the Ceremonial Items.

CEREMONIALS

Mayor Taylor presented a Proclamation in recognition of the Mayor's Monarch Pledge. She noted that Mayors and other Local Government Executives were taking action to help save the Monarch Butterfly, whose populations have declined by 90% in the last 20 years. She also noted that the Mayors' Monarch Pledge, created through the National Wildlife Federation, inspires cities and municipalities to commit to restore habitats and educate citizens about how they can make a difference in their communities.

Mayor Taylor and the City Council recognized the Inaugural Graduation of the Neighborhood Leadership Academy (NLA). It was noted that the NLA is a four-month program designed to bring together emerging leaders from neighborhood associations within the Promise Zone to enhance their leadership, advocacy and problem-solving skills. It was reported that Participants learned how to access City Resources, become involved in the budget process, and use solutions to help transform the Eastside into a vibrant community, rich in diversity and opportunity.

CITIZENS TO BE HEARD

Mayor Taylor called upon the citizens registered to speak.

Guy McClung expressed opposition to the zoning of the Planned Parenthood Facility

located at 2140 Babcock Road.

Timothy Barker expressed concern for the residents of Dreamhill Estates and expressed opposition to the proposed definition of Ambulatory Surgical Centers in the UDC.

Michael Knuffke stated concern for the zoning of Planned Parenthood at 2140 Babcock Road and expressed opposition to the proposed definition of Ambulatory Surgical Centers in the UDC.

Jerome Iltis expressed opposition to the Planned Parenthood Facility located at 2140 Babcock Road and noted concerns with the abortions performed.

Mayor Taylor excused herself from the meeting at this time and Mayor Pro Tem Gallagher presided.

Danny Petri stated that they had received 1,200 signatures from residents of Dreamhill Estates opposed to the zoning of the Planned Parenthood Facility located at 2140 Babcock Road.

Marian Thompson stated opposition to abortions and the Planned Parenthood Facility located at 2140 Babcock Road.

Patrick Von Dohlen expressed opposition to the amendment of the Unified Development Code regarding the definition of Ambulatory Surgical Centers and expressed concerns with the Development Services Department.

Thelma Franco, Tina Luther, and Lorie Rojas representing Concerned Citizens of Dreamhill Estates Neighborhood addressed the City Council. They expressed concern for the impact of Ambulatory Surgical Centers to the local neighborhood.

Mark Perez spoke of chemical safety and referenced the AGE Refinery and DPT Laboratories. He expressed concerns with the Development Services Department.

Happy Von Dohlen urged the City Council to vote no on amending the UDC and expressed concern for the location of Ambulatory Surgical Centers.

Gerald Ripley expressed concern with the improper zoning of the Planned Parenthood Facility located at 2140 Babcock Road.

Greg Fowl expressed concern with the Planned Parenthood Facility located at 2140

Babcock Road and urged the City Council to refrain from amending the UDC.

Brad Wheeler petitioned the City Council to vote no to changing the definition of Ambulatory Surgical Centers in the UDC.

Matt McCall discussed the Rule of Law and asked the City Council to vote no to the proposed definition of Ambulatory Surgical Centers in the UDC.

Charity Farrar spoke of health services available to citizens and the need for greater alternatives.

Reinette King urged the City Council to vote no on amending the definition of Ambulatory Surgical Centers in the UDC.

Allan Parker petitioned the City Council to vote no on amending the UDC and expressed concern with the Planned Parenthood Facility at 2140 Babcock Road due to its proximity to the neighborhood.

Steve Branson asked the City Council to vote no on amending the definition of Ambulatory Surgical Centers in the UDC.

Joe Caddell spoke to the importance of integrity and expressed opposition to amending the definition of Ambulatory Surgical Centers in the UDC.

Lupe Riojas expressed opposition to the issue of abortion and amending the definition of Ambulatory Surgical Centers in the UDC.

Celina Garcia spoke of integrity and urged the City Council to reject the proposed definition of Ambulatory Surgical Centers in the UDC.

Kay Delaney expressed opposition to the proposed changes to the UDC.

Kellie Gretschel expressed opposition to the proposed definition of Ambulatory Surgical Centers in the UDC.

Kirk Barker asked the City Council to vote no to the proposed UDC Amendments.

Weston Martinez referenced zoning laws and expressed concern for the neighborhood of Dreamhill Estates.

Frances Williams expressed opposition to the proposed UDC Amendments.

Nicole Hudgens urged the City Council to vote no on amending the UDC regarding the definition of Ambulatory Surgical Centers and expressed concerns with Planned Parenthood.

Tristan Cortez expressed opposition to the proposed definition of Ambulatory Surgical Centers in the UDC.

Sonja Harris also expressed opposition to the proposed definition of Ambulatory Surgical Centers in the UDC.

Joe Rosales stated his opposition to amending the UDC regarding Ambulatory Surgical Centers.

Jeffrey Horn spoke on C-1 Designations and permitted uses. He expressed opposition to amendment of the UDC.

Nazirite Ruben Flores Perez referenced various Biblical Passages.

Valerie Garcia urged the City Council to vote no on amending the UDC to define Ambulatory Surgical Centers.

Juan Gaona expressed concern with abortions.

John Yanta expressed concern with the Planned Parenthood Facility located at 2140 Babcock Road and urged the City Council to vote no on amending the UDC regarding Ambulatory Surgical Centers.

Cindi Serna expressed concern for the lack of Councilmembers present.

David Ehlinger stated opposition to the Planned Parenthood Facility located at 2140 Babcock Road.

Erich Ehlinger also expressed opposition to the Planned Parenthood Facility located at 2140 Babcock Road.

Bev Adams stated her opposition to the proposed definition of Ambulatory Surgical Centers in the UDC.

Rhett Smith expressed concern for the lack of Councilmembers present and urged the City Council to vote no on amending the UDC.

Linda Montez stated that she wanted good things for the City of San Antonio and noted concerns with the many abortions performed by Planned Parenthood.

Nancy Goettman expressed opposition to the amendment of the UDC regarding the definition of Ambulatory Surgical Centers.

Ruben Verastegui expressed concern for the Planned Parenthood Facility at 2140 Babcock Road and its impact to the local neighborhood.

Faris Hodge, Jr. submitted written testimony regarding the resignation of the Top Female Executive of Toyota, Julie Hamp. He wrote that SAPD Officers were now tested for alcohol. He highlighted the new Walzem Family YMCA and the increase in parking fees and concession revenue at the San Antonio Airport.

RECESSED

There being no further discussion, Mayor Tem Gallagher recessed the meeting at 8:11 pm and announced that the Executive Session would resume the following day after the Business Portion of the City Council Meeting.

APPROVED

IVY R. TAYLOR
MAYOR

ATTEST:

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