

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



**DRAFT**

**Meeting Minutes  
City Council A Session**

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

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**Thursday, April 2, 2015**

**9:00 AM**

**Municipal Plaza Building**

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The City Council of San Antonio convened in a Regular Council Meeting. Deputy City Clerk Leticia Saenz 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 Alex Lara, Elevate Ministries, guest of Councilmember Rey Saldaña, District 4.
2. Mayor Taylor led the Pledge of Allegiance to the Flag of the United States of America.

**POINT OF PERSONAL PRIVILEGE**

Mayor Taylor recognized the members of the San Antonio Youth Commission that were present and thanked them for their service.

3. Approval of Minutes for the Regular City Council Meetings of February 18-19, 2015.

Councilmember Gallagher moved to approve the minutes for the City Council Meetings of February 18-19, 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

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

The Deputy City Clerk read the caption for Item 4:

4. 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 and consideration of Resolutions related to the following topics: [Carlos Contreras, Assistant City Manager; Jeff Coyle, Director, Intergovernmental Relations]

Jeff Coyle presented a Power Point regarding the legislation filed in the 84th Regular State Legislative Session. He stated that the bill filing deadline was April 13, 2015 and that a total of 6,493 bills had been filed thus far. He highlighted City of San Antonio Initiatives that include: 1) Municipal Court; 2) Military Funding; 3) 3rd Trimester Syphilis Testing; 4) G.J. Sutton Building; 5) Missions Resolution; and 6) Local Procurement Preference. He outlined the bills of interest on the Protection of Municipal Interests, Public Safety, Education, Transportation, VIA Governance, Military, Storm Water Fees, Parks Funding, and Community Partner Bills. He stated that June 1, 2015 was the last day of the Regular Session. He added that they were requesting approval of a Resolution seeking support for Legislative Initiatives that enhance compatible redevelopment and real estate disclosure around Randolph Air Force Base (Item 4A). He noted that they were also recommending approval of a Resolution in support of a five-year freeze of Storm Water Rates for Independent School Districts (Item 4B).

Mayor Taylor thanked staff and asked of the status of the Annexation Bill. Mr. Coyle replied that the Bill related to Limited Purpose Annexation was heard in Committee and remained pending. Mayor Taylor asked of the bill related to funding for The Alamo. Mr. Coyle stated that the bill had not been heard in Committee yet.

Councilmember Lopez read a portion of a letter from State Representative Justin Rodriguez in support of changes to the San Antonio Fire and Police Pension Fund. He highlighted

three reasons for supporting the change noting that it would reduce the City's contribution to the Fund saving an estimated \$225 million over the next 30 years without increasing member contribution.

Councilmember Lopez moved to support legislation related to the Fire and Police Pension Fund. Councilmember Medina seconded the motion.

Mayor Taylor called upon the citizens registered to speak.

Richard Perez, President and CEO of the Greater San Antonio Chamber of Commerce addressed the City Council and spoke in opposition to the motion made by Councilmember Lopez. He stated that they did not feel this was the right time to make changes to the Fire and Police Pension Fund.

Nazirite Ruben Flores Perez addressed the City Council and expressed support for the Military.

Jack M. Finger addressed the City Council and stated that Truancy should be a crime. He asked why the City Council had not taken a position on the Religious Freedom Restoration Act.

Mayor Taylor recognized Ben Gorzell. Mr. Gorzell presented information on Uniform Pension Funding. He expressed concern that adoption of the Legislation would not be viewed favorably by the Bond Rating Agencies. He recommended an Amendment to the City's Legislative Program that the City does not support any legislation for the San Antonio Fire and Police Pension Fund which would increase benefits and/or increase unfunded liability of the Fund. He further recommended the development of a written funding policy to become fully funded.

Councilmember Warrick asked of the sponsor of House Bill (HB) 3349. Mr. Coyle replied that it was Representative Rodriguez. Councilmember Warrick asked why others were supporting the bill. Mr. Coyle stated that he did not have that information. Councilmember Warrick asked of the status of the bill related to funding for the G.J. Sutton Building. Mr. Coyle responded that HB 1 included \$162 Million in General Obligation Debt in Article XI for the project while Senate Bill (SB 2) included Debt Service Only to get the project started. Councilmember Warrick asked if any other city had a fully funded Fire and Police Pension Fund. Mr. Gorzell responded that he was not aware of any cities that had fully funded Fire and Police Pension Funds.

Councilmember Gallagher spoke of the Hands Free Ordinance and stated that he would like

to look at something more long-term in the future. He recognized General LaBrutta and asked of encroachment issues. General LaBrutta stated that they were pleasantly surprised with the support they received in Austin and thanked the City Council for their continued support. He noted that it was important to address encroachment issues for all military installations.

Councilmember Gallagher moved to approve the Resolution for Item 4A. Councilmember Krier seconded the motion.

Councilmember Saldaña spoke of the Storm Water Fees and stated that it was a very important issue. He spoke of his service on the Pension Fund Board and stated that he could not support the Pension Fund Bill as it was written. He noted that he did not believe that it was prudent to increase benefits or reduce the City's Contribution at this time.

Councilmember Saldaña moved to approve the Resolution for Item 4B. Councilmember Viagran seconded the motion.

Councilmember Gonzales asked why the Fire and Police Pension Fund was in support of HB 3349. Frank Burney provided background information on the Fire and Police Pension Fund and stated that they were recommending that Retirees that have been retired for 10 or more years wanted a slight adjustment in their Cost of Living Adjustment (COLA) to get the full CPI. Additionally, they are requesting a slight change in the rate of retirement for those that start in the profession later in life. He explained that they were also requesting a reduction in the City's Contribution to 1.85 to 1 from the previous 2 to 1 match.

Councilmember Lopez spoke of the reasons to support the bill at this time noting that it was necessary to address the COLA Issue. He stated that the City's Bond Rating could be affected by the decision but it was not clear to what extent.

Councilmember Viagran asked if there were any exemptions on the Open Carry Law. Mr. Coyle replied that he did not have the information at this time but did not believe that any exemptions were included. Councilmember Viagran asked if a statement had been provided by the Police Chief. Interim Chief Treviño replied that they were not generally in support but if approved; requested that Concealed Handgun License Restrictions be included. Councilmember Viagran asked of the position of Colleges and Universities. Mr. Coyle replied that generally, the Higher Education Institutions were not in favor of Open Carry on Campus.

Councilmember Krier expressed support for the Resolutions for Items 4A and 4B. He stated that the City of San Antonio should support funding for The Alamo. He asked if

there was legislation regarding Transportation Network Companies (TNCs). Mr. Coyle replied that there was legislation filed and that the industry was supportive of same. Councilmember Krier spoke of the importance of Public Safety and Driver Background Checks for TNCs. He stated that he could not support the motion made by Councilmember Lopez regarding the Pension Fund as his top priority at this time was the Police Negotiations.

Councilmember Nirenberg expressed appreciation for the work of the Fire and Police Pension Fund Board and stated that he believed the best retirement security was a fully funded Pension Fund. He noted that they were working on costs that were out of alignment and expressed concern with increasing Unfunded Liability. He spoke of concerns regarding the City's AAA Bond Rating and noted that he could not support Councilmember Lopez's motion at this time.

Councilmember Treviño expressed support for The Alamo and spoke of the importance of Fire Sprinkler Requirements in High Rise Residential Buildings. He stated that it was a life safety issue that he would like for the city to address.

Mayor Taylor stated that it was important to protect the City's Long-Term Fiscal Health and she could not support Councilmember Lopez's motion.

The motion by Councilmember Lopez to support legislation related to the Fire and Police Pension Fund and seconded by Councilmember Medina failed by the following vote:

**AYE:** 5 - Warrick, Viagran, Gonzales, Lopez and Medina

**NAY:** 6 - Mayor Taylor, Trevino, Saldaña, Nirenberg, Krier and Gallagher

**2015-04-02-0020R**

**4A.** A Resolution supporting the passage of legislation that protects military installations through regional efforts to ensure compatible development, development review coordination, and real estate disclosure.

The motion by Councilmember Gallagher to approve the Resolution for Item 4A to support legislation to protect Military Installations and seconded by Councilmember Krier prevailed by the following vote:

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

**2015-04-02-0021R**

- 4B.** A Resolution stating the City's position on Storm Water Fees relating to School Districts.

The motion by Councilmember Saldaña to approve the Resolution for Item 4B stating the City's Position on Storm Water Fees relating to School Districts and seconded by Councilmember Viagran prevailed by the following vote:

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

- 4.** 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 and consideration of Resolutions related to the following topics: [Carlos Contreras, Assistant City Manager; Jeff Coyle, Director, Intergovernmental Relations]

**2015-04-02-0022R**

Councilmember Krier moved to oppose legislation related to the Fire and Police Pension Fund. Councilmember Nirenberg seconded the motion. The motion prevailed by the following vote:

**AYE:** 6 - Mayor Taylor, Trevino, Saldaña, Nirenberg, Krier and Gallagher

**NAY:** 5 - Warrick, Viagran, Gonzales, Lopez and Medina

**2015-04-02-0023R**

Councilmember Treviño moved to support legislation related to funding for The Alamo. Councilmember Gallagher 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

**2015-04-02-0024R**

Councilmember Treviño moved to support legislation requiring High Rise Residential Buildings to have Fire Sprinkler Systems. Councilmember Gallagher 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

**2015-04-02-0025R**

Councilmember Warrick moved to support legislation related to funding for the G. J. Sutton Building. Councilmember Viagran 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

**CONSENT AGENDA ITEMS**

Items 10, 12, 21, 22, 25, 26A, 26B, 32, 39, 45A, and 45B were pulled for Individual Consideration. Mayor Taylor announced that Item 40 was pulled from the agenda by staff. Councilmember Krier moved to approve the remaining Consent Agenda Items. Councilmember Treviño seconded the motion.

Mayor Taylor called upon the citizens registered to speak.

Nazirite Ruben Flores Perez stated that he was supportive of funding for Head Start Programs (Item 31) but expressed concern that the children were being taught about Easter which was a Pagan Holiday.

Bob Lippo, Jr., Former Municipal Court Judge addressed the City Council in opposition to the reappointment of John Bull as the Presiding Judge of the Municipal Court (Item 35). He expressed concern that Judge Bull had disbanded the Marshals Unit and that Judge Bull had dismissed 8,600 cases.

Mayor Taylor thanked Mr. Lippo for his comments and stated that the City Council had discussed Judge Bull's Performance and were prepared to move forward with his reappointment.

Faris Hodge, Jr. submitted written testimony in favor of Items 4-6, 11-14, 16-38, and 42-45. He wrote in opposition to Items 7-10, 15, and 39-41 noting that Board Members should be interviewed on television (Items 39 and 40). He requested that three public hearings be held on the issuance of Tax-Exempt Revenue Notes (Item 41). He asked that backup information be provided for the City Manager's Report (Item 46).

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

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

**2015-04-02-0205**

5. An Ordinance authorizing a contract with Centro Public Improvement District to provide custodial services for the Center City Development and Operations Department for an estimated amount of \$390,000.00 annually, funded with the FY 2015 adopted Operating Fund. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Director, Finance]

**2015-04-02-0206**

6. An Ordinance authorizing a contract with Cantu Contracting, Inc. to provide the San Antonio International Airport with landscape and irrigation system maintenance and repair services for a total estimated annual amount of \$70,000.00, funded with the Aviation Operations and Maintenance Fund. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Director, Finance]

**2015-04-02-0207**

7. An Ordinance accepting an offer from Silsbee Ford to provide the San Antonio Police Department with up to 230 model year 2015-2016 Ford Police Interceptor Utility All Wheel Drive vehicles for a cost not to exceed \$6,162,390.00, with 209 vehicles funded in the amount of \$5,599,737.00 from the Equipment Renewal and Replacement Fund, and 2 vehicles in the amount of \$53,586.00 from the Aviation Operations Fund, and the purchase of the remaining 19 vehicles contingent upon identification of a funding source. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Director, Finance]

**2015-04-02-0208**

8. An Ordinance accepting the offers from Cowboy Chrysler Dodge Jeep Ram and Silsbee Ford to provide four Police Aggressive Driving Vehicles to the City of San Antonio for a total cost of \$93,484.68, funded with the Equipment Renewal and Replacement Fund. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Director, Finance]

**2015-04-02-0209**

9. An Ordinance accepting the bid from Kent Powersports to provide the San Antonio Police Department with 11 police motorcycles for a total cost of \$263,659.00, funded with the Equipment Renewal and Replacement Fund. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Director, Finance]

**2015-04-02-0211**

11. An Ordinance authorizing the City to utilize a cooperative contract with Control Technologies, Inc. for the purchase of 25 thermal traffic detection cameras for a total



cost of \$59,000.00, funded with the FY 2015 Transportation and Capital Improvements Department, General Fund-Traffic Signal Maintenance Project. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Director, Finance]

**2015-04-02-0213**

13. An Ordinance accepting the offer from Hussey Seating Company to provide the Convention and Sports Facilities Department with 3,000 Clarin Contour chairs, 60 stacking chair storage trucks and 20 starter blocks for the Alamodome for a cost of \$275,276.00, funded with the Convention and Sports Facilities State Reimbursement Fund. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Director, Finance]

**2015-04-02-0214**

14. An Ordinance accepting the offer from Interkal, Inc. to provide repairs and general maintenance on the retractable seating for the Convention and Sports Facilities Department for a one-time cost of \$230,436.00, funded with the Convention and Sports Facilities State Reimbursement Fund. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Director, Finance]

**2015-04-02-0215**

15. An Ordinance authorizing the following contracts establishing unit prices for goods and services for an estimated annual cost of \$49,000.00: (A) Salt Exchange, Inc. for salt pellets and (B) RHM Chemical Co. LLC for water treatment services at Airport Central Utility Plant. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Director, Finance]

**2015-04-02-0216**

16. An Ordinance authorizing the execution of a Task Order to a Job Order Contract for HVAC pump system replacement at the Municipal Plaza Building in an amount not to exceed \$191,200.00, funded through the FY 2015 Deferred Maintenance program, payable to F. A. Nunnally, located in District 1. [Ben Gorzell, Chief Financial Officer, Jorge A. Perez, Director, Building and Equipment Services]

**2015-04-02-0217**

17. An Ordinance authorizing a Task Order Contract for Traffic Signal Equipment Modifications to D&G Energy Corporation in the amount not to exceed \$965,137.50 for the installation of traffic signal equipment throughout the City. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]

**2015-04-02-0218**

18. An Ordinance authorizing the execution of two On-Call Professional Services

Agreements for construction inspection services with Foster CM Group, Inc. and Freese and Nichols, Inc. in an amount not to exceed \$225,000.00 per year per contract, with an option to extend for one additional year for construction inspection services associated with federally funded projects, located city-wide. [Peter Zaroni, Deputy City Manager; Mike Frisbie, Director, Transportation and Capital Improvements]

**2015-04-02-0219**

19. An ordinance accepting the lowest responsive bid and awarding a construction contract in the amount of \$383,800.00 to Myers Concrete Construction, LP. for District 2 Parks Improvements for Coliseum Oaks, Herrera and Lincoln Parks, a 2012-2017 Bond-funded Projects, located in Council District 2. [Peter Zaroni, Deputy City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]

**2015-04-02-0220**

20. An Ordinance for San Pedro Springs Park accepting the lowest responsive bid, including an additive alternate, and awarding a construction contract in the amount of \$1,293,322.00 payable to Allbrite Constructors of Texas, Inc., an authorized 2012-2017 Bond-Program, Office of Sustainability's Energy Efficiency Fund and Community Development Block Grant (CDBG) Project, located in Council District 1, and providing for payment. [Peter Zaroni, Deputy City Manager; Mike Frisbie, Director, Transportation and Capital Improvements]

**2015-04-02-0223**

23. An Ordinance approving five patio license agreements, one each with El Merkadito, Casa Rivera Arts & Crafts, Alamo Trolley, Cowboy Station and El Mercado Glass Factory, for a total of 1,330 square feet of patio space in Market Square through March 31, 2020 for a total five year rental of \$127,998.00. [Edward Belmares, Assistant City Manager; Felix Padron, Director, Culture and Creative Development]

**2015-04-02-0224**

24. An Ordinance approving a patio license agreement with MTC Real Estate, LLC for 4,116 square feet of patio space in Market Square through December 31, 2024 for a total ten year rental of \$600,236.28. [Edward Belmares, Assistant City Manager; Felix Padron, Director, Culture and Creative Development]

**2015-04-02-0228**

27. An Ordinance authorizing the acceptance of a grant in an amount up to \$34,177.20 from the Southwest Texas Regional Advisory Council for Trauma for use by the Emergency Medical Services Division of the San Antonio Fire Department for

training expenses and purchases of supplies and equipment. [Erik J. Walsh, Deputy City Manager; Charles N. Hood, Fire Chief]

**2015-04-02-0229**

28. An Ordinance authorizing the submission of 20 state grant renewal applications and the acceptance of funds upon award in an amount up to \$14,255,362.00 from the Texas Department of State Health Services and the Texas Commission on Environmental Quality for public health functions of the San Antonio Metropolitan Health District for the period September 1, 2015 through September 30, 2016. [Erik Walsh, Deputy City Manager; Dr. Thomas L. Schlenker, Director of Public Health]

**2015-04-02-0230**

29. An Ordinance ratifying the submission of a grant application to The Robert Wood Johnson Foundation and authorizing the acceptance of funds upon award in an amount up to \$10,000.00 for participation in the Roadmaps to Health Action Awards program for a one year term beginning May 2015. [Erik Walsh, Deputy City Manager; Dr. Thomas L. Schlenker, Director of Public Health]

**2015-04-02-0231**

30. An Ordinance authorizing the submission of an AmeriCorps VISTA grant renewal application to the Corporation of National and Community Services and acceptance upon award of up to 10 VISTA members for the period of May 31, 2015 through May 28, 2016; approving a cash match budget of up to \$23,352.00, and an agreement with Pre-K 4 SA for one VISTA member and acceptance of \$2,335.20 for its share of the City's cash match. [Gloria Hurtado, Assistant City Manager; Melody Woosley, Director, Human Services]

**2015-04-02-0232**

31. An Ordinance authorizing the acceptance of an Early Head Start – Child Care Partnership grant award from the U.S. Department of Health and Human Services in an amount up to \$4,011,000.00 for the period February 1, 2015 to July 31, 2016; authorizing a budget, including an in-kind match up to \$802,200.00, and a revised personnel complement for Head Start and Early Head Start programs; authorizing the execution of seven service provider contracts in a cumulative amount not to exceed \$1,621,500.00, associated amendments, and memoranda of understanding with community organizations. [Gloria Hurtado, Assistant City Manager; Melody Woosley, Director, Human Services]

**2015-04-02-0234**

33. An Ordinance appointing Keely H. Petty (District 2) to the Mayor's Commission on the Status of Women for the remainder of an unexpired term of office to expire May

31, 2015 and waiving the City Code residency requirement in Chapter 2, Article IX, Sec. 2-529(B) for this appointment.

34. Consideration of the following Board, Commission and Committee appointments for the remainder of unexpired terms of office to expire May 31, 2015, to be effective immediately upon the receipt of eight affirmative votes, or, in the event eight affirmative votes are not received, ten days after appointment; or for terms and effectiveness as otherwise indicated below: [Leticia M. Vacek, City Clerk]

A) Appointing TaNia L. Daniels (District 2) to the San Antonio Youth Commission.

B) Appointing Michael D. Asmus (District 10) to the Brooks Development Authority.

**2015-04-02-0235**

35. An Ordinance reappointing John Bull as the Presiding Judge of the Municipal Court of the City of San Antonio. [Martha G. Sepeda, Acting City Attorney]

**2015-04-02-0236**

36. An Ordinance approving a contract for election services with Bexar County for the May 9, 2015 General, Special Sales Tax and Charter Amendment elections in the approximate amount of \$837,896.97. [Leticia M. Vacek, City Clerk]

**2015-04-02-0237**

37. An Ordinance approving a pre-qualified list of public art professionals whose services may be used to implement public art projects established by the public art plan in an amount not-to-exceed the eligible allocation; authorizing contracts for such projects; and authorizing payments subject to the availability of funds. [Ed Belmares, Assistant City Manager; Felix Padron, Director, Culture and Creative Development]

**2015-04-02-0238**

38. An Ordinance authorizing the creation of the San Antonio Arts Commission by consolidating the Cultural Arts Board and Public Art Board; approving bylaws for the San Antonio Arts Commission; amending the Arts Funding Guidelines and Public Art Policies and Guidelines; rescinding the Cultural Arts Board bylaws; and appointing members. [Ed Belmares, Assistant City Manager; Felix Padron, Director, Culture and Creative Development]

**PULLED FROM THE AGENDA BY STAFF**

40. An Ordinance authorizing proposed updates to the CPS Quadrant Map that is used to appoint members of the CPS Board of Trustees. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Director, Finance]

**2015-04-02-0026R**

41. A Resolution approving the issuance of tax-exempt Revenue Notes by the City of Shavano Park, Texas Higher Education Facilities Corporation to finance and refinance the acquisition and construction of certain educational facilities by the Montessori School of San Antonio. [Ben Gorzell, Jr., Chief Financial Officer; Troy Elliott, Director of Finance]

**2015-04-02-0240**

42. An Ordinance authorizing an agreement with South San Antonio Independent School District to provide an amount of up to \$5,000.00 to the San Antonio Metropolitan Health District for the provision of oral health services to Head Start enrollees for the period April 2, 2015 to January 31, 2016 with an in-kind match requirement in services in an amount up to \$1,000.00. [Erik Walsh, Deputy City Manager; Dr. Thomas L. Schlenker, Director of Public Health]

**2015-04-02-0241**

43. An Ordinance authorizing an agreement with The Centers for Medicare and Medicaid Services (CMS) to establish the San Antonio Metropolitan Health District as a Certified Application Counselor Designated Organization in the Texas Health Insurance Marketplace in order to improve access to quality health care and services as part of the Healthy Start Initiative for a one year term with the option to renew for four, consecutive one-year periods and authorizing the execution of necessary documents. [Erik Walsh, Deputy City Manager; Dr. Thomas L. Schlenker, Director of Public Health]

**2015-04-02-0242**

44. An Ordinance authorizing contracts with Methodist Healthcare System, of San Antonio, LTD. LLP, d/b/a/ Methodist Hospital (campus of Methodist Specialty and Transplant Hospital) and Christus Santa Rosa Health System d/b/a Children's Hospital of San Antonio to provide specialized sexual assault /abuse examinations. [Erik Walsh, Deputy City Manager; Anthony Trevino, Interim Chief of Police]

**CONSENT ITEMS CONCLUDED**

**ITEMS PULLED FOR INDIVIDUAL CONSIDERATION**

The Deputy City Clerk read the caption for Item 10:

**2015-04-02-0210**

- 10.** An Ordinance accepting the offers from Doggett Freightliner of South Texas, LLC and Bergkamp, Inc. to provide up to 14 pothole patch equipment trucks for a cost not to exceed \$2,496,508.00, funded in the amount of \$1,936,044.00 from the Equipment Renewal and Replacement Fund and \$203,820.00 from the Transportation and Capital Improvements Department's General Fund for 12 trucks, with the purchase of 2 trucks contingent upon future funding. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Director, Finance]

Mayor Taylor excused herself from the meeting and Mayor Pro Tem Warrick presided.

Councilmember Krier asked for additional information regarding the equipment being purchased. Anthony Chukwudolue replied that the equipment would be used to repair potholes and that it would include enhanced technology to identify pot holes in the City's Network.

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

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

**ABSENT:** 1 - Mayor Taylor

The Deputy City Clerk read the caption for Item 12:

**2015-04-02-0212**

- 12.** An Ordinance authorizing a contract with Infax, Inc. for a video-based queue measurement system which will provide estimated wait times for passengers entering the San Antonio International Airport Terminal A security checkpoint for a cumulative amount of \$110,680.00, funded with the IT Operations and Maintenance Fund. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Director, Finance]

Councilmember Krier asked for an explanation of the new technology. Frank Miller stated that the technology would measure the length of time that it would take to get through the Screening System at the Airport in Terminal A. He explained that the wait time was

accurate within three minutes and refreshed itself every 20-30 seconds.

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

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

**ABSENT:** 2 - Mayor Taylor and Viagran

The Deputy City Clerk read the caption for Item 21:

**2015-04-02-0221**

- 21.** An Ordinance authorizing a Job Order Contract task order for roof repairs and other renovations at the Claude Black Community Center with Alpha Building Corporation for an amount not to exceed \$514,437.14, a FY 2015 Deferred Maintenance Project, located in Council District 2. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]

Councilmember Warrick asked of the participation of African-American Business Enterprises. Razi Hosseini replied that a minimum of 3% African-American Business Enterprise Participation was required. Mike Frisbie added that he would provide the names of the firms to the City Council.

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

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

**ABSENT:** 1 - Mayor Taylor

The Deputy City Clerk read the caption for Item 22:

**2015-04-02-0222**

- 22.** An Ordinance, on behalf of San Antonio Water Systems, authorizing the acquisition by SAWS of interests in land sufficient for SAWS project purposes, in approximately 12 parcels of privately-owned real property at County Block 5955, 4430A and 4430, generally located along Huebner Creek between Bandera Road and Ingram Road, for the Huebner Creek: LC-17, Phase III Project through negotiation or condemnation, and declaring it to be a public use project necessary for the expansion

and operation of the SAWS sanitary sewer infrastructure system. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]

Councilmember Medina moved that the City of San Antonio authorize the use of the power of eminent domain to acquire property for the public use project for the SAWS Huebner Creek Enhanced Conveyance LC-17, Phase III Project by acquiring the following property described by the City Clerk and incorporated as part of this Motion. Councilmember Lopez seconded the motion.

The Deputy City Clerk read the property description. The properties consist of the following: 12 parcels of approximately 4.764 acres for permanent and temporary construction easement interests, out of County Blocks 4430 and 5955, Real Property Records of Bexar County, Texas. These properties are depicted and more particularly described in Exhibit A-3 attached and incorporated to the ordinance as part of this Motion.

The motion prevailed by the following vote:

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

**ABSENT:** 1 - Mayor Taylor

The Deputy City Clerk read the caption for Item 25:

**2015-04-02-0225**

**25.** An Ordinance authorizing the execution of 9 leases within La Villita in response to the Request for Proposal process for retail shops, galleries, working artist studios, and restaurants. [Ed Belmares, Assistant City Manager; Felix N. Padron, Director, Culture and Creative Development]

Councilmember Krier asked if it was the City's Core Mission to operate retail shops. Felix Padron replied that it was not a part of the City's Core Mission; however, La Villita was a Historic Designation owned and managed by the City of San Antonio.

Mayor Pro Tem Warrick called upon Marisol De Luna to speak.

Ms. Marisol De Luna stated that she was a Native of San Antonio and had been a Fashion Designer in New York for the past 26 years. She expressed support for leasing a small retail space within La Villita that would allow her to come home to San Antonio.



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

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

**NAY:** 1 - Krier

**ABSENT:** 1 - Mayor Taylor

**RECESSED**

Mayor Pro Tem Warrick recessed the meeting at 11:55 am to break for lunch and announced that the meeting would resume at 2:00 pm.

**RECONVENED**

Mayor Taylor reconvened the meeting at 2:05 pm and addressed the Consent Zoning Items.

**CONSENT ZONING ITEMS**

Items 47, 48, P-1, Z-1, Z-3, Z-4, Z-13, Z-18, Z-19, and Z-23 were pulled for Individual Consideration. Councilmember Warrick moved to approve the remaining Consent Zoning Items: 49, Z-2, P-2, Z-5, P-3, Z-6, Z-7, Z-8, Z-9, Z-10, P-4, Z-11, Z-12, Z-14, Z-15, Z-16, Z-17, P-5, Z-20, Z-21, Z-22, and Z-24. Councilmember Treviño seconded the motion.

Mayor Taylor called upon the citizens registered to speak.

James Carter addressed the City Council in support of Items P-2 and Z-5.

Rick Puente addressed the City Council in support of Items P-2 and Z-5.

Abraham Martinez stated that he was not opposed to the rezoning (Item Z-14) but noted concerns with drainage in the area.

Written testimony was received from the Mission Creek Homeowners Association Board of Directors in support of Items P-4 and Z-11.

Written testimony was received from the Villa Coronado Neighborhood Association in support of Item Z-12.

Written testimony was received from the San Antonio Medical Foundation in support of Item Z-21.

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

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

**2015-04-02-0245**

- 49.** Alcohol Variance # AV2015003 (District 10): An Ordinance granting a Variance to City Code Section 4-6 and waiving the requirements of Sections 4-6(c)(1), 4-6(c)(2), 4-6(c)(3), 4-6(c)(4), 4-6(d)(1), 4-6(d)(6) and 4-6 (e)(1) of the City Code and authorizing the sale of alcoholic beverages with conditions at up to 5 establishments on Lots 21-23, Block 34, NCB 9073 generally located at 1251, 1253, and 1255 Austin Highway for on or off-premise consumption for potential retail shopping center redevelopment of no more than five (5) establishments total, including no more than one (1) Convenience Store, Drug Store, or Grocery Store, no more than one (1) Wine Boutique, with the balance being restaurants within three-hundred (300) feet of Southwest Preparatory School-Northeast Campus, a public education institution located in the Northeast Independent School District within Council District 10.

**2015-04-02-0248**

- Z-2.** ZONING CASE # Z2015106 (District 1): An Ordinance amending the Zoning District Boundary from "I-2 AHOD" Heavy Industrial Airport Hazard Overlay District to "RM-4 AHOD" Residential Mixed Airport Hazard Overlay District on Lots 13 & 14, Block 5, NCB 1019 located at 1504, 1516 & 1518 North Trinity Street. Staff and Zoning Commission recommend Approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOTS 13 & 14, BLOCK 5, NCB 1019 TO WIT: FROM "I-2 AHOD" HEAVY INDUSTRIAL AIRPORT HAZARD OVERLAY DISTRICT TO "RM-4 AHOD" RESIDENTIAL MIXED AIRPORT HAZARD OVERLAY DISTRICT.

**2015-04-02-0251**

- P-2.** PLAN AMENDMENT #15016 (District 2): An Ordinance amending the future land use plan contained in the Arena District/Eastside Community Plan, a component of the Comprehensive Master Plan of the City, by changing the future land use of approximately 0.2010 acres of land being Lot 8, Block 9 in NCB 651 located at 1332 East Cesar Chavez Boulevard from Medium Density Residential land use to Mixed Use land use. Staff and Planning Commission recommend approval. (Associated

Zoning Case # Z2015082)

**2015-04-02-0252**

- Z-5.** ZONING CASE # Z2015082 (District 2): An Ordinance amending the Zoning District Boundary from "C-3R AHOD" Commercial Restrictive Alcoholic Sales Airport Hazard Overlay District to "IDZ AHOD" Infill Development Zone Airport Hazard Overlay District with uses permitted in "C-3" General Commercial District on Lot 8, Block 9, NCB 651 located at 1332 East Cesar Chavez. Staff and Zoning Commission recommend approval pending Plan Amendment. (Associated Plan Amendment 15016)

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOT 8, BLOCK 9, NCB 651 TO WIT: FROM "C-3R AHOD" COMMERCIAL RESTRICTIVE ALCOHOLIC SALES AIRPORT HAZARD OVERLAY DISTRICT TO "IDZ AHOD" INFILL DEVELOPMENT ZONE AIRPORT HAZARD OVERLAY DISTRICT WITH USES PERMITTED IN "C-3" GENERAL COMMERCIAL DISTRICT.

**2015-04-02-0253**

- P-3.** PLAN AMENDMENT #15017 (District 2): An Ordinance amending the future land use plan contained in the IH-10 East Corridor Perimeter Plan, a component of the Comprehensive Master Plan of the City, by changing the future land use of approximately 3.6156 acres of land being Lots 2, 3, and 4, Block 8 in NCB 16567 located at 8817, 8823 and 8831 IH-10 East from Parks/Open Space land use to Community Commercial land use. Staff and Planning Commission recommend approval. (Associated Zoning Case # Z2015083 CD)

**2015-04-02-0254**

- Z-6.** ZONING CASE Z2015083 CD (District 2): An Ordinance amending the Zoning District Boundary from "C-3 AHOD" General Commercial Airport Hazard Overlay District to "C-2 CD AHOD" Commercial Airport Hazard Overlay District with a Conditional Use for Manufactured Home/Oversized Vehicle Sales, Service or Storage to include Truck Repair on Lots 2, 3, 4, Block 8, NCB 16567 located at 8817, 8823, 8831 Interstate Highway 10 East. Staff and Zoning Commission recommend Approval pending Plan Amendment. (Associated Plan Amendment 15017)

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE

COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOTS 2, 3, 4, BLOCK 8, NCB 16567 TO WIT: FROM "C-3 AHOD" GENERAL COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT TO "C-2 CD AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE FOR MANUFACTURED HOME/OVERSIZED VEHICLE SALES, SERVICE OR STORAGE TO INCLUDE TRUCK REPAIR.

**2015-04-02-0255**

**Z-7.** ZONING CASE # Z2015057 (District 2): An Ordinance amending the Zoning District Boundary from "R-5 AHOD" Residential Single-Family Airport Hazard Overlay District, "R-6 AHOD" Residential Single-Family Airport Hazard Overlay District and "C-2 AHOD" Commercial Airport Hazard Overlay District to "R-4 AHOD" Residential Single-Family Airport Hazard Overlay District on 7.13 acres out of NCB 17738. 6900 - 7000 Block of Woodlake Parkway. Staff and Zoning Commission recommend Approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: 7.13 ACRES OUT OF NCB 17738 TO WIT: FROM "R-5 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT, "R-6 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT AND "C-2 AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT TO "R-4 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT.

**2015-04-02-0256**

**Z-8.** ZONING CASE # Z2015109 (District 2): An Ordinance amending the Zoning District Boundary from "I-1 AHOD" General Industrial Airport Hazard Overlay District to "IDZ AHOD" Infill Development Zone Airport Hazard Overlay District with uses permitted in "C-2" Commercial District and "RM-4" Residential Mixed District on South 76 feet of Lot 1, NCB 981, and the North 44 Feet of Lot 1, NCB 981 located at 535 East Grayson and 1409 Austin Street. Staff and Zoning Commission recommend Approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: SOUTH 76 FEET OF LOT 1, NCB 981, AND THE NORTH

44 FEET OF LOT 1, NCB 981 TO WIT: FROM "I-1 AHOD" GENERAL INDUSTRIAL AIRPORT HAZARD OVERLAY DISTRICT TO "IDZ AHOD" INFILL DEVELOPMENT ZONE AIRPORT HAZARD OVERLAY DISTRICT WITH USES PERMITTED IN "C-2" COMMERCIAL DISTRICT AND "RM-4" RESIDENTIAL MIXED DISTRICT.

**2015-04-02-0257**

**Z-9.** ZONING CASE # Z2015098 HL (District 2): An Ordinance amending the Zoning District Boundary from "R-4 NCD-6" Residential Single Family Mahncke Park Neighborhood Conservation District to "R-4 HL NCD-6" Residential Single-Family Historic Landmark Mahncke Park Neighborhood Conservation District on Lots 15 and west 20 feet of Lot 14, NCB 6137 located at 347 Parland Place. Staff and Zoning Commission recommend Approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOTS 15 AND WEST 20 FEET OF LOT 14, NCB 6137 TO WIT: FROM "R-4 NCD-6" RESIDENTIAL SINGLE-FAMILY MAHNCKE PARK NEIGHBORHOOD CONSERVATION DISTRICT TO "R-4 HL NCD-6" RESIDENTIAL SINGLE FAMILY HISTORIC LANDMARK MAHNCKE PARK NEIGHBORHOOD CONSERVATION DISTRICT.

**2015-04-02-0258**

**Z-10.** ZONING CASE # Z2015110 (District 2): An Ordinance amending the Zoning District Boundary Map from "C-3NA" General Commercial Nonalcoholic Sales District to "C-2" Commercial District on a 1.016 acre portion of Lot 75, NCB 10614 located at 414 South WW White Road. Staff and Zoning Commission recommend Approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOT 75, NCB 10614 TO WIT: FROM "C-3NA" GENERAL COMMERCIAL NONALCOHOLIC SALES DISTRICT TO "C-2" COMMERCIAL DISTRICT.

**2015-04-02-0259**

**P-4.** PLAN AMENDMENT #14068 (District 3): An Ordinance amending the future land use plan contained in the Stinson Airport Vicinity Land Use Plan, a component of the

Comprehensive Master Plan of the City, by changing the future land use of a 1.875 acres tract out of NCB 10920 located on a portion of the 9000 Block of South Presa from Low Density Residential to Community Commercial. Staff and Planning Commission recommend approval. (Associated Zoning Case # Z2014219) (Continued from March 5, 2015)

**2015-04-02-0260**

**Z-11.** ZONING CASE # Z2014219 (District 3): An Ordinance amending the Zoning District Boundary from "R-4 MC-2 AHOD" Residential Single-Family South Presa Metropolitan Corridor Airport Hazard Overlay District to "C-2 NA MC-2 AHOD" Commercial Nonalcoholic Sales South Presa Metropolitan Corridor Airport Hazard Overlay District on 1.875 acres out of NCB 10920 located at A portion of the 9000 Block of South Presa Street. Staff and Zoning Commission recommend Approval pending Plan Amendment. (Associated Plan Amendment 14068) (Continued from March 5, 2015)

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: A PORTION OF THE 9000 BLOCK OF SOUTH PRESA STREET TO WIT: FROM "R-4 MC-2 AHOD" RESIDENTIAL SINGLE-FAMILY SOUTH PRESA METROPOLITAN CORRIDOR AIRPORT HAZARD OVERLAY DISTRICT TO "C-2 NA MC-2 AHOD" COMMERCIAL NONALCOHOLIC SALES SOUTH PRESA METROPOLITAN CORRIDOR AIRPORT HAZARD OVERLAY DISTRICT.

**2015-04-02-0261**

**Z-12.** ZONING CASE # Z2015084 CD (District 3): An Ordinance amending the Zoning District Boundary from "C-2 AHOD" Commercial Airport Hazard Overlay District to "C-2 CD AHOD" Commercial Airport Hazard Overlay District with a Conditional Use for Motor Vehicle Sales (Full Service) on a 0.869 acre tract of land out NCB 11166 located on a portion of the 9900 Block of Roosevelt Avenue. Staff and Zoning Commission recommend Approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: A 0.869 ACRE TRACT OF LAND OUT NCB 11166 TO WIT: FROM "C-2 AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT TO "C-2 CD AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT

WITH A CONDITIONAL USE FOR MOTOR VEHICLE SALES (FULL SERVICE).

**2015-04-02-0263**

**Z-14.** ZONING CASE # Z2015101 (District 5): An Ordinance amending the Zoning District Boundary from "R-6 AHOD" Residential Single-Family Airport Hazard Overlay District to "C-2 AHOD" Commercial Airport Hazard Overlay District on 0.1222 acres out of Lots 30-33, NCB 8641 and Lot 13, Block 7, NCB 8641 located at 442 & 446 Inez Avenue. Staff and Zoning Commission recommend Approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: 0.1222 ACRES OUT OF LOTS 30-33, NCB 8641 AND LOT 13, BLOCK 7, NCB 8641 TO WIT: FROM "R-6 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "C-2 AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT.

**2015-04-02-0264**

**Z-15.** ZONING CASE # Z2015102 (District 5): An Ordinance amending the Zoning District Boundary from "L AHOD" Light Industrial Airport Hazard Overlay District to "C-3 AHOD" General Commercial Airport Hazard Overlay District on 0.089 acres out of Lots 24B (0.019 acres) and 25B (0.07 acres), Block 4, NCB 8730 located at 368 New Laredo Highway. Staff and Zoning Commission recommend Approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: 0.089 ACRES OUT OF LOTS 24B (0.019 ACRES) AND 25B (0.07 ACRES), BLOCK 4, NCB 8730 TO WIT: FROM "L AHOD" LIGHT INDUSTRIAL AIRPORT HAZARD OVERLAY DISTRICT TO "C-3 AHOD" GENERAL COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT.

**2015-04-02-0265**

**Z-16.** ZONING CASE # Z2015105 (District 5): An Ordinance amending the Zoning District Boundary from "C-2 AHOD" Commercial Airport Hazard Overlay District to "R-4 AHOD" Residential Single-Family Airport Hazard Overlay District on Lots W 92.8 of 5 & 6, Block 2, NCB 8290 located at 667 North General McMullen. Staff and Zoning Commission recommend Approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE

COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOTS W 92.8 OF 5 & 6, BLOCK 2, NCB 8290 TO WIT: FROM "C-2 AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT TO "R-4 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT.

**2015-04-02-0266**

**Z-17.** ZONING CASE # Z2015088 S (District 7): An Ordinance amending the Zoning District Boundary from "R-5 AHOD" Residential Single-Family Airport Hazard Overlay District to "R-5 S AHOD" Residential Single-Family Airport Hazard Overlay District with a Specific Use Authorization for a Child Care-Licensed Child Care on Lot 10, Block 20, NCB 12280 located at 4635 Trailwood Drive. Staff and Zoning Commission recommend Approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOT 10, BLOCK 20, NCB 12280 TO WIT: FROM "R-5 AHOD" RESIDENTIAL SINGLE FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "R-5 S AHOD" RESIDENTIAL SINGLE FAMILY AIRPORT HAZARD OVERLAY DISTRICT WITH A SPECIFIC USE AUTHORIZATION FOR A CHILD CARE-LICENSED CHILD CARE.

**2015-04-02-0267**

**P-5.** PLAN AMENDMENT #15020 (District 8): An Ordinance amending the future land use plan contained in the North Sector Plan, a component of the Comprehensive Master Plan of the City, by changing the future land use of approximately 3.999 acres of land being Lots 11 and 16 in NCB 13663, located at 7401 Wurzbach Road from Regional Center land use to Mixed Use Center land use. Staff and Planning Commission recommend approval. (Associated Zoning Case # Z2015092)

**2015-04-02-0269**

**Z-20.** ZONING CASE # Z2015096 S (District 8): An Ordinance amending the Zoning District Boundary from "R-6 PUD MSAO-1 MLOD-1" Planned Unit Development Residential Single-Family Camp Bullis Military Sound Attenuation Overlay Camp Bullis Military Lighting Overlay District to "R-6 PUD S MSAO-1 MLOD-1" Planned Unit Development Residential Single-Family Camp Bullis Military Sound Attenuation Overlay Camp Bullis Military Lighting Overlay District with a Specific Use Authorization for Wireless Communication System on Lot 27, Block 22, NCB 34753A located at 30 Vineyard Drive. Staff and Zoning Commission recommend approval.



AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOT 27, BLOCK 22, NCB 34753A TO WIT: FROM "R-6 PUD MSAO-1 MLOD-1" PLANNED UNIT DEVELOPMENT RESIDENTIAL SINGLE-FAMILY CAMP BULLIS MILITARY SOUND ATTENUATION OVERLAY CAMP BULLIS MILITARY LIGHTING OVERLAY DISTRICT TO "R-6 PUD S MSAO- 1 MLOD- 1 " PLANNED UNIT DEVELOPMENT RESIDENTIAL SINGLE-FAMILY CAMP BULLIS MILITARY SOUND ATTENUATION OVERLAY CAMP BULLIS MILITARY LIGHTING OVERLAY DISTRICT WITH A SPECIFIC USE AUTHORIZATION FOR WIRELESS COMMUNICATION SYSTEM.

**2015-04-02-0270**

**Z-21.** ZONING CASE # Z2015118 S (District 8): An Ordinance amending the Zoning District Boundary from "C-1 AHOD" Light Commercial Airport Hazard Overlay District to "O-2 S AHOD" High-Rise Office Airport Hazard Overlay District with a Specific Use Authorization for Medical - Laboratory, Dental or Medical on a Portion of Lots 30, 31 and 34 of NCB 12830 located at 8042 Wurzbach Road. Staff and Zoning Commission recommend Approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: PORTION OF LOTS 30, 31 AND 34 OF NCB 12830 TO WIT: FROM "C-1 AHOD" LIGHT COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT TO "O-2 S AHOD" HIGH-RISE OFFICE WITH A SPECIFIC USE AUTHORIZATION FOR MEDICAL - LABORATORY, DENTAL OR MEDICAL AIRPORT HAZARD OVERLAY DISTRICT.

**2015-04-02-0271**

**Z-22.** ZONING CASE # Z2015099 (District 9): An Ordinance amending the Zoning District Boundary from "R-5 AHOD" Residential Single Family Airport Hazard Overlay District to "C-3 AHOD" General Commercial Airport Hazard Overlay District on Lot 23, NCB 13847 located at 106 West Turbo. Staff and Zoning Commission recommend Approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY

CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOT 23, NCB 13847 TO WIT: FROM "R-5 AHOD" RESIDENTIAL SINGLE FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "C-3 AHOD" GENERAL COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT.

**2015-04-02-0273**

**Z-24.** ZONING CASE # Z2015085 (District 9): An Ordinance amending the Zoning District Boundary from "O-2 S AHOD" High-Rise Office Airport Hazard Overlay District with a Specific Use Authorization for a Childcare Facility to "R-5 AHOD" Residential Single-Family Airport Hazard Overlay District on Lot 4, Block 26, NCB 11742 located at 11238 Baltic Drive. Staff and Zoning Commission recommend Approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOT 4, BLOCK 26, NCB 11742 TO WIT: FROM "O-2 S AHOD" HIGH-RISE OFFICE AIRPORT HAZARD OVERLAY DISTRICT WITH A SPECIFIC USE AUTHORIZATION FOR A CHILDCARE FACILITY TO "R-5 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT.

**ZONING ITEMS PULLED FOR INDIVIDUAL CONSIDERATION**

Items 47 and 48 were addressed jointly.

**CONTINUED TO APRIL 16, 2015**

**47.** Alcohol Variance # AV2015001(District 3): An Ordinance granting a variance to City Code Section 4-6 and waiving the requirements of Sections 4-6(c)(1) and 4-6(c)(3) of the City Code and authorizing the sale of alcoholic beverages on Lots 23, Block 1, NCB 10934 located at 2627 SE Military Highway, Suite 105 for on premise consumption within three-hundred (300) feet of the Seidel Learning Center, a public educational institution located in the San Antonio Independent School District in Council District 3.

**CONTINUED TO APRIL 16, 2015**

**48.** Alcohol Variance # AV2015002 (District 3): An Ordinance granting a variance to City Code Section 4-6 and waiving the requirements of Sections 4-6(c)(1) and 4-6(c)(3) of the City Code and authorizing the sale of alcoholic beverages on Lots 23, Block 1, NCB 10934 located at 2623 SE Military Highway for on premise consumption within three-hundred (300) feet of the Seidel Learning Center, a public educational institution located in the San Antonio Independent School District in Council District 3.

John Jacks presented Items 47 and 48 and stated that the Applicant was requesting a continuance for both items.

Councilmember Viagran moved to continue Items 47 and 48 until April 16, 2015. Councilmember Medina 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

Items P-1 and Z-1 were addressed jointly.

**2015-04-02-0246**

**P-1.** PLAN AMENDMENT #15011 (District 1): An Ordinance amending the future land use plan contained in the Greater Dellview Area Community Plan, a component of the Comprehensive Master Plan of the City, by changing the future land use of approximately 0.2754 acres of land being Lots 11 and 12, Block 119, in NCB 8849, located at 1603 and 1607 West Hermosa Street from Low Density Residential land use to Community Commercial land use. Staff and Planning Commission recommend approval. (Associated Zoning Case # Z2015062)

**2015-04-02-0247**

**Z-1.** ZONING CASE # Z2015062 (District 1): An Ordinance amending the Zoning District Boundary from "R-4 AHOD" Residential Single-Family Airport Hazard Overlay District to "C-2 NA AHOD" Commercial Nonalcoholic Sales Airport Hazard Overlay District on Lots 11 & 12, Block 119, NCB 8849 located at 1603 & 1607 West Hermosa. Staff recommends Approval pending Plan Amendment and Zoning Commission recommends Denial. (Associated Plan Amendment 15011)

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOTS 11 & 12, BLOCK 119, NCB 8849 TO WIT: FROM "R-4 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "C-2 NA AHOD" COMMERCIAL NONALCOHOLIC SALES AIRPORT HAZARD OVERLAY DISTRICT.

John Jacks presented Item P-1 and stated that it would amend the future land use plan contained in the Greater Dellview Area Community Plan. He reported that staff and the Planning Commission recommended approval.

For Item Z-1, he stated that staff and the Zoning Commission recommended approval. He reported that of 23 notices mailed; two were returned in favor and none were received in opposition.

Councilmember Treviño moved to approve Items P-1 and Z-1 with no Alcohol Sales. 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

**2015-04-02-0249**

**Z-3.** ZONING CASE # Z2015086 (District 1): An Ordinance amending the Zoning District Boundary from "R-4 AHOD" Residential Single-Family Airport Hazard Overlay District to "RM-4 AHOD" Residential Mixed Airport Hazard Overlay District on the South 50 feet of A-12, Block A, NCB 6009 located at 1025 and 1027 Shook Avenue. Staff and Zoning Commission recommend Approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: SOUTH 50 FEET OF A-12, BLOCK A, NCB 6009 TO WIT: FROM "R-4 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "RM-4 AHOD" RESIDENTIAL MIXED AIRPORT HAZARD OVERLAY DISTRICT.

John Jacks presented Item Z-3 and stated that staff and the Zoning Commission recommended approval. He reported that of 21 notices mailed; none were returned in favor and five were received in opposition. He stated that due to the amount of opposition; the case would require nine votes for approval.

Councilmember Treviño moved to approve the staff recommendation for Item Z-3. 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

**2015-04-02-0250**

**Z-4.** ZONING CASE # Z2015080 CD (District 1): An Ordinance amending the Zoning District Boundary from "R-4 AHOD" Residential Single-Family Airport Hazard

Overlay District to "R-4 CD AHOD" Residential Single-Family Airport Hazard Overlay District with a Conditional Use for an Assisted Living Facility with no more than 12 residents on Lots 14 and 15, Block 107, NCB 7205 located at 1013 Clower Street. Staff and Zoning Commission recommend Approval. (Continued from March 5, 2015)

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOTS 14 AND 15, BLOCK 107, NCB 7205 TO WIT: FROM "R-4 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "R-4 CD AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE FOR AN ASSISTED LIVING FACILITY WITH NO MORE THAN 12 RESIDENTS.

John Jacks presented Item Z-4 and stated that staff and the Zoning Commission recommended approval. He reported that of 36 notices mailed; seven were returned in favor and none were received in opposition. He added that the Applicant had submitted an amended site plan for consideration which had been provided to the City Council.

Mayor Taylor called upon the citizens registered to speak.

Emma Garza addressed the City Council in opposition to the zoning request. She expressed concern with the Assisted Living Facility and issues with visitors, traffic and street congestion.

Bonnie Garcia addressed the City Council in opposition to the zoning request. She asked that the single family zoning be maintained.

Celia Salas addressed the City Council in opposition to the zoning request and stated that she had received 22 letters from residents also opposed to the request.

Marie Ramos addressed the City Council in opposition to the zoning request noting concerns with increased traffic in the area.

Stanley Ellebracht stated that he was the President of the Central Los Angeles Heights Neighborhood Association and was supportive of the zoning request.

Councilmember Treviño stated that the design of the facility would look like a home and that the Applicant had modified their site plan in order to address neighborhood concerns.

Councilmember Treviño moved to approve Item Z-4 with the amended site plan. Councilmember Lopez 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

**2015-04-02-0262**

**Z-13.** ZONING CASE # Z2015090 (District 5): An Ordinance amending the Zoning District Boundary from "RM-4 AHOD" Residential Mixed Airport Hazard Overlay District to "C-2P AHOD" Commercial Pedestrian Airport Hazard Overlay District on 0.64 and 0.96 acres out of Lot 39, Block 7, NCB 8733 located on a portion of the 2100 Block of West Southcross Boulevard and a portion of the 100 Block of Fay Avenue. Staff and Zoning Commission recommend Approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: 0.64 AND 0.96 ACRES OUT OF LOT 39, BLOCK 7, NCB 8733 TO WIT: FROM "RM-4 AHOD" RESIDENTIAL MIXED AIRPORT HAZARD OVERLAY DISTRICT TO "C-2P AHOD" COMMERCIAL PEDESTRIAN AIRPORT HAZARD OVERLAY DISTRICT.

John Jacks presented Item Z-13 and stated that staff and the Zoning Commission recommended approval. He reported that of 21 notices mailed; none were returned in favor or in opposition.

Mayor Taylor called upon Christina Gomez to speak.

Ms. Christina Gomez stated that she and Ms. Alma Ramirez were in support of the zoning request. She noted that Ms. Ramirez's Family owned Danny's Recycling and hoped their request to expand in the future would be approved.

Councilmember Gonzales moved to approve Item Z-13. Councilmember Nirenberg 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

**CONTINUED UNTIL APRIL 16, 2015**

**Z-18.** ZONING CASE # Z2015091 (District 7): An Ordinance amending the Zoning

District Boundary from "R-5 AHOD" Residential Single Family Airport Hazard Overlay District to "MF-18 AHOD" Multi-Family Airport Hazard Overlay District on 2.977 Acres out of NCB 11440 located at 4802 Bluff Street. Staff and Zoning Commission recommend Approval.

John Jacks presented Item Z-18 and stated that staff and the Zoning Commission recommended approval. He reported that of 49 notices mailed; none were received in favor and 13 were returned in opposition. He noted that due to the amount of opposition; the case would require nine votes for approval.

Mayor Taylor called upon Margarito Garza to speak.

Mr. Margarito Garza stated that they were opposed to the zoning request and noted concern that it was located at a Dead End.

Councilmember Medina moved to continue Item Z-18 until April 16, 2015. Councilmember Lopez 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

#### **2015-04-02-0268**

**Z-19.** ZONING CASE # Z2015092 (District 8): An Ordinance amending the Zoning District Boundary from "C-2 AHOD" Commercial Airport Hazard Overlay District and "C-2 CD AHOD" Commercial Airport Hazard Overlay District with a Conditional Use for a Nightclub with Cover Charge 3 or More Days Per Week to "MF-65 AHOD" Multi-Family Airport Hazard Overlay District on 3.999 acres comprised of 0.989 acres out of Lot 16, Oak Hills Park, Unit 7 Subdivision, NCB 13663 and 3.010 acres out of Lot 11, Oak Hills Park, Unit 3 Subdivision, NCB 13663 located at 7401 Wurzbach Road. Staff and Zoning Commission recommend Approval pending Plan Amendment. (Associated Plan Amendment 15020)

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: 3.999 ACRES COMPRISED OF 0.989 ACRES OUT OF LOT 16, AND 3.010 ACRES OUT OF LOT 11, NCB 13663 TO WIT: FROM "C-2 AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT AND "C-2 CD AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE FOR A NIGHTCLUB WITH COVER CHARGE 3 OR MORE DAYS PER WEEK

TO "MF-65 AHOD" MULTI-FAMILY AIRPORT HAZARD OVERLAY DISTRICT.

John Jacks presented Item Z-19 and stated that staff and the Zoning Commission recommended approval. He reported that of eight notices mailed; none were received in support or in opposition. He noted that a letter of support was received from the San Antonio Medical Foundation.

Councilmember Nirenberg asked of the traffic impact analysis. Patrick Christensen stated that the initial analysis indicated an increase in traffic count of four trips. He noted that they were working to address traffic concerns at the corner of Babcock and Wurzbach Roads.

Councilmember Nirenberg moved to approve Item Z-19. 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

**2015-04-02-0272**

**Z-23.** ZONING CASE # Z2014208 ERZD (District 9): An Ordinance amending the Zoning District Boundary from "C-3 MLOD-1 ERZD" General Commercial Camp Bullis Military Lighting Overlay Edwards Recharge Zone District to "MF-33 MLOD-1 ERZD" Multi-Family Camp Bullis Military Lighting Overlay Edwards Recharge Zone District on a 13.773 acre tract of land out of Block 27, NCB 17600 located at 21938 and 21802 Encino Commons. Staff and Zoning Commission recommend Approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: 13.773 ACRE TRACT OF LAND OUT OF BLOCK 27, NCB 17600 TO WIT: FROM "C-3 MLOD-1 ERZD" GENERAL COMMERCIAL CAMP BULLIS MILITARY LIGHTING OVERLAY EDWARDS RECHARGE ZONE DISTRICT TO "MF-33 MLOD-1 ERZD" MULTI-FAMILY CAMP BULLIS MILITARY LIGHTING OVERLAY EDWARDS RECHARGE ZONE DISTRICT.

John Jacks presented Item Z-23 and stated that staff and Zoning Commission recommended approval. He reported that of 42 notices mailed; three were returned in favor and none were received in opposition. He noted that SAWS recommended an impervious cover of 60%.

Councilmember Krier moved to approve Item Z-23 with an impervious cover of 60%.



Councilmember Gallagher 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

Mayor Taylor continued with the Items Pulled for Individual Consideration.

**ITEMS PULLED FOR INDIVIDUAL CONSIDERATION (cont.)**

The Deputy City Clerk read the caption for Item 26A:

- 26.** Consideration of the following two items related to the acquisition of property for the Indian Creek Channel Phase II Project, a 2012 - 2017 Bond Program funded project, located in Council District 4: [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation and Capital Improvements]

**2015-04-02-0226**

- 26A.** An Ordinance authorizing the acquisition on behalf of the City of San Antonio, through negotiation or condemnation, of approximately 11.049 acres for interests in land sufficient for project purposes in a portion of five parcels of privately-owned real property located in New City Blocks 15210, 15258 and 16000; and declaring the project to be a public use project for the acquisition; and authorizing expenditures not to exceed \$60,000.00 payable to the selected title company for land, relocation, litigation expenses and associated title fees.

Councilmember Saldaña moved that the City of San Antonio authorize the use of the power of eminent domain to acquire property for a public use project for the Indian Creek Channel Improvements Phase II Project by acquiring the following property described by the City Clerk and incorporated as part of this Motion. Councilmember Treviño seconded the motion.

The Deputy City Clerk read the property description. The properties consist of approximately 11.049 acres out of 5 parcels of real property, in New City Blocks 15210, 15258, and 16000, Real Property Records of Bexar County, Texas. These properties are depicted and more particularly described in Exhibit B through F attached and incorporated to the ordinance as part of this Motion.

The motion prevailed by the following vote:

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

**2015-04-02-0227**

**26B.** An Ordinance authorizing the acquisition on behalf of the San Antonio Water System, through negotiation or condemnation, of real property being permanent water and sewer easements, on a total of 13 parcels, located in New City Blocks 15210, 15257, 15258, and 15284 for approximately 0.8 miles of adjusted and replaced sewer main(s) and adjuster and replaced water main(s) and declaring the project to be a public use project for the acquisition.

Councilmember Saldaña asked if due diligence had been performed. Debbie Sittre confirmed that it had.

Councilmember Saldaña moved that the City of San Antonio authorize the use of the power of eminent domain to acquire property for a public use project for the SAWS Indian Creek Channel Improvements Phase II Project by acquiring the following property described by the City Clerk and incorporated as part of this Motion. Councilmember Treviño seconded the motion.

The Deputy City Clerk read the property description. The properties consist of permanent water easements and sanitary sewer easements totaling approximately 1.679 acres out of 13 parcels of real property, in New City Blocks 15210, 15257, 15258, and 15284, Real Property Records of Bexar County, Texas. These properties are depicted and more particularly described in Exhibit A-3 attached and incorporated to the ordinance as part of this Motion.

The motion prevailed by the following vote:

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

The Deputy City Clerk read the caption for Item 32:

**2015-04-02-0233**

**32.** An Ordinance authorizing the submission of an application to the Texas Department of Transportation (TxDOT) for funding consideration under the Traffic Safety Grant Program and authorizing the acceptance of up to \$35,992.96 in grant funds administered by TxDOT for school and community tool kits promoting walking and bike safety. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director,

## Transportation &amp; Capital Improvements]

Councilmember Krier asked for an update on the School Zone Safety Assessment. Terry Bellamy replied that they had started with District 9 but were continuing to assess signage, flashers, and crosswalk markings in each of the Council Districts. He added that the grant would allow for public education of pedestrian and bicycle safety.

Councilmember Viagran asked of the responsibility for school signs. Mr. Bellamy replied that new schools were responsible for their signage; however, older schools could partner with the City Council to replace signage with each paying half. Councilmember Viagran mentioned a school in her district located off the Highway that was in need of flashers and signage.

Councilmember Saldaña thanked Councilmember Krier for his efforts and requested assistance with a sidewalk at Madla Elementary School at the corner of Windy Hill and Amberwood Streets.

Councilmember Krier moved to adopt the proposed ordinance. Councilmember Gallagher 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 Deputy City Clerk read the caption for Item 39:

**2015-04-02-0239**

**39.** An Ordinance approving the FY 2015 Action Plan between the City of San Antonio and the San Antonio Economic Development Foundation (SAEDF); and authorizing the reallocation of \$90,000.00 to SAEDF for the administration of a contract for the City's Texas/Japan Office. [Carlos Contreras, Assistant City Manager; Rene Dominguez, Director, Economic Development]

Councilmember Krier asked for highlights of the Action Plan. Rene Dominguez stated that this was the fifth year of a five-year agreement with the Economic Development Foundation (EDF). He noted that they worked with EDF to review past performance and identify metrics. He added that their goal was to ensure that the Strategic Plan for Economic Development was implemented. He indicated that substantial efforts would be focused on Foreign Direct Investments and highlighted the success of the Business Retention Program. Councilmember Krier recognized Mario Hernandez, President of the EDF. Mr. Hernandez stated that he was pleased to support the expanded scope of work and thanked the City Council for their continued support of Economic Development Efforts.

Councilmember Lopez expressed his support and stated that it was important for City Government to create a data-driven plan and ensure it is properly funded. Mayor Taylor expressed her support and thanked the EDF and City Staff for their work to ensure that San Antonio remains economically competitive.

Councilmember Krier moved to adopt the proposed ordinance. Councilmember Lopez 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 Deputy City Clerk read the captions for Items 45A and 45B:

**45.** Consideration of the following two Ordinances related to the Acoustical Treatment Consultant for the Residential Acoustical Treatment Program, which is 80% federally-funded, at the San Antonio International Airport: [Ed Belmares, Assistant City Manager; Frank Miller, Director, Aviation]

**2015-04-02-0243**

**45A.** An Ordinance authorizing a professional services agreement for the management of the Residential Acoustical Treatment Program with THC, Inc. in an amount not-to-exceed \$4,178,094.00 commencing on April 19, 2015.

**2015-04-02-0244**

**45B.** An Ordinance authorizing the City Manager or her designee to execute an amendment to the professional services agreement with THC, Inc. to increase the contract value up to \$8,000,000.00 subject to the receipt and execution of the Federal Aviation Administration grant offer for the Residential Acoustical Treatment Program expected in September 2015.

Councilmember Gallagher spoke of the importance of the program noting the effect on the neighborhoods near the Airport. He stated that they had been working on the program for a long time and asked of the discussions with Congressman Smith. Frank Miller replied that they had been working on the program for 10 years and that they provided information to Congressman Smith's Office to grandfather the San Antonio Program to continue to use Equity Zones established in 2009. Councilmember Gallagher expressed concern with the potential lack of funding to support the programs and asked the City Council for their support.

Councilmember Krier thanked Councilmember Gallagher for his efforts and stated that it was a very important issue that also affected Residents of District 9.

Councilmember Gallagher moved to adopt the proposed ordinances for Items 45A and 45B. Councilmember Nirenberg seconded the motion. The motion prevailed by the following vote:

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

**ABSENT:** 1 - Trevino

#### **46. City Manager's Report**

- A. Street Maintenance Update
- B. FY 2016 Budget Calendar
- C. Library Update

A. Mrs. Sculley reported on the efforts being launched by the Transportation & Capital Improvements (TCI) Department to address the increase in potholes. She stated that the effort would last for 30 days and was projected to more than double the number of the potholes repaired on city streets. She noted that TCI's existing 14 Pothole Crews would be supplemented with four additional crews made up of staff from the Street Maintenance Division for a total of 18 crews dedicated to pothole repair. She mentioned that the 18 crews would work 10-hour shifts, Monday through Saturday from 7:15 am to 6:00 pm exclusively filling potholes. She stated that Pothole Crews would be concentrated in two to three districts per week, and eventually be routed through all of the 10 City Council Districts throughout the 30-day effort. She indicated that TCI would dispatch crews to neighborhoods with high incidences of potholes, but would also rely upon potholes reported to 3-1-1.

B. Mrs. Sculley provided the City Council a Proposed Budget Calendar for Fiscal Year 2016. She stated that the calendar sets key dates over the next six months for the preparation and adoption of the City's FY 2016 Operating and Capital Budget. She mentioned that in the upcoming months, they would work with the City Council and the community to develop a Budget Proposal that addresses the service priorities of the community. She requested that the City Council provide input and any requested changes to the calendar by Wednesday, April 8, 2015. She added that a final calendar would be distributed on Friday, April 10, 2015 and it would be made available to the public on the City Website. She spoke of the Public Hearings that would be held to gather community input and noted that the Proposed Budget would be presented on August 6, 2015. She stated that the Budget was scheduled for adoption on September 10, 2015.

C. Mrs. Sculley highlighted the Digital Library Community Project, an exciting and innovative initiative that provides a gateway to San Antonio Public Library's (SAPL) extensive Digital Collection in locations across the community. She stated that the purpose of the Project was to increase public awareness and use of the Library's free digital collections and services. She mentioned that Library Cardholders visiting the Digital Library could use their Smart Phone or WiFi enabled mobile device to scan the QR Code on a book, movie or song title of their choice, or access the entire SAPL Digital Collection with the General QR Codes. She

indicated that there were also simple steps to download free applications that support the experience. She stated that the Project was another example of how the SAPL continued to deliver the latest on demand products that meet the demands of an ever mobile, internet-connected world.

### **EXECUTIVE SESSION**

Mayor Taylor recessed the meeting at 3:30 pm to continue Items A, E, and F from the previous day's Executive Session as follows:

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).

E. Discuss legal issues related to 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 related to annexation procedures pursuant to Texas Government Code Section 551.071 (consultation with attorney).

### **RECONVENED**

Mayor Taylor reconvened the meeting at 5:18 pm and announced that no action was taken in Executive Session.

### **ADJOURNMENT**

There being no further discussion, Mayor Taylor adjourned the meeting at 5:18 pm.

APPROVED

IVY R. TAYLOR  
MAYOR

ATTEST:

LETICIA Y. SAENZ, TRMC  
DEPUTY CITY CLERK