

**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

Thursday, September 3, 2015

9:00 AM

Municipal Plaza Building

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

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

Mrs. Vacek announced that Councilmember Saldaña was running a few minutes late.

1. The Invocation was delivered by Bishop Rick Hawkins, A Place for Life Church, guest of Councilmember Cris Medina, District 7.
2. Mayor Taylor led the Pledge of Allegiance to the Flag of the United States of America.
3. Approval of Minutes for the City Council Meetings of August 5 - 6, 2015

Councilmember Warrick moved to approve the Minutes for the City Council Meetings of August 5-6, 2015. Councilmember Treviño seconded the motion. The motion prevailed by

the following vote:

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

ABSENT: 1 - Saldaña

POINT OF PERSONAL PRIVILEGE

Councilmember Nirenberg wished his wife Erika Happy Birthday.

4. Councilmember Joe Krier will be sworn-in as Mayor Pro-Tem, serving the term of September 3, 2015 through November 12, 2015.

Mrs. Vacek administered the Oath of Office to Councilmember Krier who will serve as Mayor Pro Tem from September 3, 2015 through November 12, 2015.

CONSENT AGENDA ITEMS

Items 10 and 17 were pulled for Individual Consideration. Councilmember Gallagher moved to approve the remaining Consent Agenda Items. Councilmember Treviño seconded the motion.

Mayor Taylor called upon the citizens registered to speak.

Tommy Adkisson asked the City Council to look closely at the contract with Pet Shotz, Inc. (Item 19) and asked that the item be continued to a future date.

Nazirite Ruben Flores Perez expressed support for Items 5, 6, and 7 related to Solid Waste noting that he was a former City Employee. He expressed concern with school corruption and referenced the contract with Community Council of South Central Texas, Inc. (Item 9). He spoke in support of the Administrative Services Contract with the Fire and Police Pension Fund (Item 20).

Frederick Magee referenced City Council Board Appointments and asked why citizens were required to speak on a specific item on the City Council Agenda. He expressed concern with the property tax decrease noting that he would prefer that it remain as is and that excess funds be used to build sidewalks.

Faris Hodge, Jr. submitted written testimony in favor of Items 4-9, 11-16, and 18-20.

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

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

ABSENT: 1 - Saldaña

2015-09-03-0733

5. An Ordinance awarding a contract to TCL Construction Enterprises, Inc. for a Labor and Material Contract for Concrete Work in San Antonio parks for an estimated amount of \$2,727,480.00 for a duration of up to three (3) years, and providing the procurement of labor and concrete material for park operations as needed and in accordance with the annual adopted budget approved by City Council. [Xavier D. Urrutia, Interim Assistant City Manager; Janet A. Martin, Acting Director, Parks & Recreation]

2015-09-03-0734

6. An Ordinance accepting the bid from Grande Truck Center to provide the Solid Waste Management Department with two Lubrication Trucks for a total cost of \$347,212.00, funded from the Equipment Renewal and Replacement Fund. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Director, Finance]

2015-09-03-0735

7. An Ordinance authorizing the following contracts establishing unit prices for goods and services for an estimated annual cost of \$358,000.00: (A) KW Industries for traffic signal steel poles, and (B) Geodetix, Inc. for aerial photography for the San Antonio International Airport & Stinson Municipal Airport. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Director, Finance]

2015-09-03-0736

8. An Ordinance authorizing the acceptance of funds from the Department of Homeland Security in an amount not to exceed \$20,000.00 for laboratory infrastructure support of the San Antonio Metropolitan Health District's BioWatch Program. [Erik Walsh, Deputy City Manager; Dr. Vincent Nathan, Interim Director, Health]

2015-09-03-0737

9. An Ordinance authorizing the acceptance of grant funds in an amount up to \$45,898,794.00 for the period beginning October 1, 2015 and extending up to September 30, 2016, consistent with the award; a full year budget, which includes \$28,316,699.00 for operating and direct care Federal and State grant funds;

\$6,212,362.00 in federal matching funds; a personnel complement of 62 positions; execution of a contract with Community Council of South Central Texas, Inc. for rural child care services in an amount of up to \$520,000.00 to serve 11 rural counties in the Alamo Workforce Development Area, with renewal options. [Xavier Urrutia, Assistant City Manager; Melody Woosley, Director, Human Services]

2015-09-03-0739

11. An Ordinance authorizing the submission of a grant application in an amount up to \$241,689.00 to the U.S. Department of Justice to support the Child Welfare Strategic Alliance Program; and authorizing an interlocal agreement with Bexar County regarding the distribution of grant funds and the designation of Bexar County as the grant fiscal agent. [Erik Walsh, Deputy City Manager; Anthony Trevino, Interim Chief of Police]

2015-09-03-0740

12. An Ordinance authorizing the acceptance of grant funds in an amount up to \$15,675.00 from the Texas Department of State Health Services for a tobacco compliance initiative. [Erik Walsh, Deputy City Manager; Anthony Treviño, Chief of Police]

2015-09-03-0741

13. An Ordinance authorizing the submission of a grant application in an amount up to \$1,984,061.00 to the Office of National Drug Control Policy for a High Intensity Drug Trafficking Area (HIDTA) grant to fund the San Antonio HIDTA Initiative for the grant period January 1, 2016, through December 31, 2017; authorizing the acceptance of the funds, upon award; and establishing a budget and personnel complement. [Erik J. Walsh, Deputy City Manager; Anthony L. Trevino Jr., Interim Chief of Police]

14. Consideration of the following Board, Commission and Committee appointments for the remainder of unexpired terms of office to expire May 31, 2017, 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) Reappointing Anthony Rogers (District 4) to the Affirmative Action Advisory Committee.

B) Reappointing Virginia M. Brown (District 6) to the Animal Care Services Advisory Board.

C) Appointing Charles Gonzalez (District 4) and reappointing Michael D. Asmus (District 10) to the Brooks Development Authority.

D) Reappointing Jesus G. Zuniga, Jr. (District 6) to the Building Standards Board.

E) Appointing Hazem Rashed-Ali (District 8) to the Citizens' Environmental Advisory Committee.

F) Reappointing Bonnie Weed (District 6) to the Disability Access Advisory Committee.

G) Reappointing Barbara Witte-Howell (District 1) and Bonnie G. Weed (District 6) to the City/County Joint Commission on Elderly Affairs.

H) Reappointing Randall S. Preissig (District 4) to the Linear Creekway Parks Advisory Board.

I) Reappointing Cristina Bazaldua-Salazar (District 4) to the Mayor's Commission on the Status of Women.

J) Reappointing Mary K. Luna (District 4) to the Parks and Recreation Board.

K) Appointing Mark R. Rogers (District 10) to the San Antonio Arts Commission.

L) Reappointing Juliet E. Garcia (District 4) to the SA2020 Commission on Strengthening Family Well-being.

M) Reappointing John M. Battiato (District 10) to the San Antonio Housing Trust.

N) Reappointing George Alva (District 1), Robert P. Gonzales (District 5), and James R. Evetts (District 9) to the Transportation Advisory Board.

O) Reappointing Alfredo Dominguez (District 6) to the City Commission on Veterans Affairs.

P) Appointing Jazmyn M. Frederick (District 5), Luis A. Hernandez, Jr. (District 7), and reappointing Lola M. Carrola (District 1) and Madeline N. Jimenez (District 1) to the San Antonio Youth Commission.

Q) Reappointing Frank A. Quijano (District 1), Jesus G. Zuniga, Jr. (District 6), and Roger F. Martinez (District 10) to the Zoning Board of Adjustment.

R) Reappointing William H. Shaw, III (District 2), Orlando Salazar (District 4), Christopher R. Martinez (District 6), and Paula J. McGee (District 9) to the Zoning Commission.

S) Appointing Adriana R. Garcia (District 4) to the Ethics Review Board for the remainder of an unexpired term of office to expire April 24, 2016.

T) Reappointing Andrea Sanchez (District 4) to the San Antonio Library Board of Trustees for the remainder of an unexpired term of office to expire September 30, 2015 and Linda C. Nairn (District 10) effective October 1, 2016 for a term of office to expire September 30, 2017.

2015-09-03-0742

15. An Ordinance appointing Dieter D. Cantu (District 8) to the Disability Access Advisory Committee for the remainder of an unexpired term of office to expire May 31, 2017; and waiving the Consumer of Handicapped Services category requirement. [Leticia M. Vacek, City Clerk]

2015-09-03-0743

16. An Ordinance reappointing 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, 2017; and waiving the City Code residency requirement in Chapter 2, Article IX, Sec. 2-529(B) for this appointment. [Leticia M. Vacek, City Clerk]

2015-09-03-0744

18. An Ordinance appointing Frances M. Guzman (District 7) and Gloria A. Dickson (District 9) to the Pre-K 4 SA Board of Directors (City of San Antonio's Early Childhood Education Municipal Development Corporation) for a term through May 31, 2017. [Peter Zaroni, Deputy City Manager; Kathy Bruck, CEO, Pre-K 4 SA]

2015-09-03-0745

19. An Ordinance authorizing a contract amendment with Pet Shotz, Inc. to increase the compensation to up to \$100,000.00 for additional in-house spay and neuter services with the option to renew for two one-year terms, and authorizing a one-year contract with Pet Spots for up to \$140,000.00 for community spay and neuter services with the option to renew for one additional year. [Xavier Urrutia, Acting Assistant City Manager; Kathy Davis, Director, Animal Care Services]

2015-09-03-0746

20. An Ordinance approving an Administrative Services Contract with the Fire and Police Pension Fund, San Antonio, under which the City will receive \$16,000.00 per year for providing certain administrative services to the Pension Fund, for an initial one year term beginning October 1, 2015, with four (4) one year renewal terms. [Ben Gorzell, Jr., Chief Financial Officer; Troy Elliott, Director, Finance]

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

Mrs. Vacek read the caption for Item 10:

2015-09-03-0738

10. An Ordinance authorizing the acceptance of a Latino Americans: 500 Years of History grant, produced by the National Endowment for the Humanities and the American Library Association in an amount up to \$3,000.00 in support of the San Antonio Public Library's programming initiatives. [Xavier Urrutia, Interim Assistant City Manager; Ramiro S. Salazar, Director, San Antonio Public Library]

Councilmember Treviño highlighted the grant and asked for information on the programming that would be offered. Dale McNeill replied that they were excited to receive the grant and that they would be hosting a Film Series with discussion regarding the Continental Latino Story. He stated that they would host events at several Branch Libraries as well as at the Briscoe Museum. Councilmember Treviño expressed his support and thanked the Library for their work.

Councilmember Viagran expressed her support and stated that she was excited to share San Antonio's Story and Culture.

Councilmember Krier stated that he had served as Chairman of the Board of Humanities Texas which is the Texas Affiliate for the Endowment of the Humanities and currently serves on their Board. He stated that it was difficult to receive a grant from them and that it was a high honor for the City of San Antonio to be awarded the funds.

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

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

ABSENT: 1 - Saldaña

Mrs. Vacek read the caption for Item 17:

2015-09-03-0054R

17. A Resolution appointing David McGee to represent the Northeast Quadrant for the remainder of unexpired term of office to expire May 31, 2017 on the San Antonio Water System Board of Trustees. [Leticia M. Vacek, City Clerk]

Mayor Taylor called upon Mr. Terry Burns to speak.

Terry Burns addressed the Council in opposition to the appointment of David McGee to the SAWS Board. He expressed concern with the Vista Ridge Project and stated that Mr. McGee represented the interest of the Chamber of Commerce and Businesses.

Councilmember Krier spoke to the unanimous recommendation of the Governance Council Committee to appoint Mr. David McGee to represent the Northeast Quadrant on the San Antonio Water System Board of Trustees. He stated that the two applicants, Mr. McGee and Mr. Stephen Hixon, were outstanding individuals and hoped to have Mr. Hixon serve in another capacity. He highlighted Mr. McGee's qualifications noting that he had been an effective advocate for business and bringing good jobs to the city. He stated that Mr. McGee worked to ensure that San Antonio has enough water to meet its needs for the next 30 years and had dedicated a great amount of time to helping the community understand the benefits of the Vista Ridge Project. He added that Mr. McGee was concerned for ratepayers and would help maintain SAWS' historic commitment to increasing Conservation and Sustainability.

Councilmember Gallagher stated that he had served with Mr. McGee on the Charter Review Commission and was impressed by his open-minded review of all of the issues they addressed. He noted that Mr. McGee was sensitive to public comments and was supportive of his appointment to the SAWS Board.

Councilmember Viagran asked Mr. McGee to address the City Council and discuss his qualifications. Mr. McGee addressed the Council and stated that he grew up in San Antonio and graduated from Roosevelt High School. He noted that he had been a Banker his entire professional career and part of his role was to be a fiduciary of public trust. He indicated that he was here to serve the community and would listen to all sides of an issue. He added that he was committed to be fiscally conservative and was supportive of water conservation. Councilmember Viagran thanked Mr. McGee for his willingness to serve.

Councilmember Nirenberg stated that Mr. McGee listened very well and hoped to continue open communication regarding water issues. He noted that he looked forward to Mr. McGee's esteemed service and being a leader on community issues.

Mayor Taylor commended Mr. McGee for his contributions to the community and his willingness to serve on the SAWS Board.

Councilmember Krier moved to appoint David McGee to the San Antonio Water System Board of Trustees for the Northeast Quadrant. Councilmember Nirenberg seconded the motion. The motion prevailed by the following vote:

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

ABSENT: 1 - Saldaña

POINT OF PERSONAL PRIVILEGE

Councilmember Medina recognized the UTSA Roadrunner Football Team who would be playing this evening against Arizona and wished them good luck.

EXECUTIVE SESSION

Mayor Taylor recessed the meeting at 9:40 am to continue the previous day's Executive Session 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 RELATING TO CONTRACT EMPLOYEES PURSUANT TO TEXAS GOVERNMENT CODE SECTION 551.071 (CONSULTATION WITH ATTORNEY).

RECONVENED

In the absence of Mayor Taylor, Mayor Pro Tem Treviño reconvened the meeting at 2:00 pm and addressed the Zoning Items.

CONSENT ZONING ITEMS

Mayor Pro Tem Treviño announced that Item Z-8 was postponed by the applicant and would not be addressed. He stated that Consent Zoning Items Z-1, P-2, Z-4, Z-5, and Z-6 were pulled for Individual Consideration.

Mayor Pro Tem Treviño addressed Item 21 at this time. Mrs. Vacek read the following caption:

2015-09-03-0747

21. An Ordinance authorizing the renaming of Old Hwy 90 to Enrique M Barrera Pkwy between the cross streets of U.S. Hwy 90 and Commerce Street in City Council District 6 and creating a memorial designation of Old Hwy 90.

Rod Sanchez presented a Power Point and stated that a Council Consideration Request (CCR) was initiated by Councilmember Lopez to change Old Hwy 90 to Enrique M. Barrera Pkwy between US Hwy 90 and Commerce Street and create a Memorial Designation of Historic Old Hwy 90. He stated that the action would recognize Enrique M. Barrera for his service on the Edgewood School Board as Trustee for 12 years and City Council for 5 years. He presented a map of the area and reported that the following agencies had reviewed the request: 1) City Departments; 2) Alamo Regional Mobility Authority; 3) Bexar County; 4) Bexar Metro 9-1-1; 5) CPS Energy; 6) Edgewood ISD; 7) SAWS; 8) Texas Department of Transportation; 9) United States Postal Service; and 10) VIA Metropolitan Transit. He highlighted the total fees of \$22,718 to replace signage that would be paid by the City Council Office and private sources.

Mr. Sanchez reported that 181 properties would require an address change to include 151 Commercial and 30 Residential Properties. He stated that 226 notices were mailed to adjacent property owners with no notices returned in favor and 52 received in opposition. He noted that two public meetings were held on October 28, 2014 and April 9, 2015. He added that the request met the criteria of Chapter 6 Section 672(d) of the City Code and that the Planning Commission recommended approval with the condition that the Council Office continue to meet with the residents.

Mayor Pro Tem Treviño called upon the citizens registered to speak.

Pablo Escamilla addressed the City Council in support of the renaming of Old Hwy 90 to Enrique M. Barrera Pkwy. He stated that he had known Mr. Barrera since he was 18 years old and felt he was worthy of the honor.

Michael Cooremans stated that he owned a business at 659 Old Hwy 90 West that had been located there since 1976 and was opposed to the renaming. He noted that it was a respectable request but would not revitalize the Westside. He expressed concern with the impact to small business owners that would incur a great amount of costs.

Dr. Tom Uribe addressed the City Council in support of the renaming of Old Hwy 90 to Enrique M. Barrera Pkwy. He stated that he had known Mr. Barrera for many years and they had worked together on the San Fernando Health Fair. He noted that Mr. Barrera deserved the recognition for his service to the community.

Patrick R. Garcia stated that he had owned a business on Old Hwy 90 West for 52 years and was supportive of the renaming. He noted that there was already a great amount of confusion regarding Old Hwy 90 West and US Highway 90 Expressway and hoped this would improve public safety.

Mayor Taylor entered the meeting at this time and presided.

Phil Salesky stated that he owned 22 acres of property on Old Hwy 90 and was opposed to the renaming. He recommended that they keep Old Hwy 90 and add Enrique Barrera Memorial Pkwy to save money for the affected property owners and reduce the amount of confusion.

Javier Gutierrez stated that he had owned a business on Old Hwy 90 since 1966 and was opposed to the renaming. He expressed concern that community input had been disregarded and that the process had not been followed.

Eiginio Rodriguez addressed the City Council in opposition to the renaming and requested that the item be continued for future discussion. He spoke of his childhood walking along Old Hwy 90 with his grandmother and outings with his parents. He asked that more review be conducted in order to reach a compromise with the residents.

Betty Eckert stated that she had known Mr. Barrera and that he was a great man. However, she was not supportive of the renaming of Old Hwy 90 due to the financial burdens it would place on small businesses and homeowners.

Leticia Barrera stated that she was Enrique Barrera's Daughter and was concerned with the

great amount of controversy the issue had caused. She noted that her Father was a great man and deserved to be respected.

Cliff Wedgeworth stated that he was Enrique Barrera's Grandson and was honored that the City Council was considering the name change. He noted that Mr. Barrera was a pillar of the church and community and had devoted his life to public service.

Mike DeNuccio stated that he had served as the Chief of Staff for Councilmember Barrera and felt like he was a member of his family. He noted that Mr. Barrera led by example and always did what was best for the City of San Antonio. He added that Mr. Barrera deserved the honor of the street renaming and was supportive of the request.

Cynthia De La Garza stated that she was with De La Garza Fence Company, a small business that had been located on Old Hwy 90 since 1969. She noted that they had nothing but respect for Enrique Barrera but were opposed to the request due to the financial hardship it would place on their business.

Nicholas De La Garza stated that he was Cynthia's Son and concurred with his mom that the issue was not about Mr. Enrique Barrera. He noted that they were concerned with the financial impact to their business and that the money could be better spent on streets and sidewalks.

Frank De La Garza stated that he was the President of De La Garza Fence Company and preferred that the name of the street remain Old Hwy 90. He noted that Enrique Barrera was a great man and deserved the honor but felt that he had been honored in other ways.

Fred Rangel addressed the Council in support of the renaming of Old Hwy 90 to Enrique M. Barrera Pkwy and spoke of his childhood growing up in the area. He stated that the reason for the name change being suggested was that Old Hwy 90 was being ignored and that the renaming would help development.

Irma Gutierrez stated that they were business owners on Old Hwy 90 and had been in the location for 50 years. She indicated that they had received signatures from 92% of the property owners that oppose the renaming. She added that they respected Enrique Barrera but were concerned with the financial impact to their business.

Lauro DeLeon addressed the Council and thanked all for their service. He stated that Old Hwy 90 was not a highway but a street and asked that the name be changed to Enrique M. Barrera Pkwy.

Chris Martinez stated that Councilmember Barrera had appointed him to serve on the Zoning Commission and had performed the marriage ceremony for him and his wife. He expressed support for the renaming of Old Hwy 90 to Enrique M. Barrera Pkwy.

Christina Ortega stated that she had grown up on the West Side and expressed concern with Gentrification. She noted that she respected Enrique Barrera but asked of the process of selecting a person to honor.

Jack M. Finger addressed the City Council in opposition to the renaming. He expressed concern with the 181 addresses that will have to be changed and the financial burden on property owners.

Senator Jose Menendez stated that he had known Enrique Barrera since he was a child and that he was a good man and role model. He expressed concern with the controversy and noted that he would like to find a way to bring both sides together.

Councilmember Lopez thanked everyone for their support of initiatives in District 6 and spoke of the passion of the residents. He stated that the Westside Summit had recommended corridor revitalization to include Old Hwy 90. He noted that this was an emotional process but felt it was the right thing to do. He asked staff to explain the Operation Face Lift Program. Michael Taylor stated that Operation Face Lift was a federally funded Façade Improvement Program that provides grants up to \$20,000 to help business owners improve the appearance and function of their business. He noted that no matching funds were required and would be a benefit to businesses in the area. Councilmember Lopez asked if they had followed the process. Mr. Rod Sanchez replied that they had notified all property owners that have an address or touch the street and held a public hearing at the Planning Commission. He stated that they also held two public meetings in the community and followed the process prescribed in the Unified Development Code (UDC). Councilmember Lopez stated that they had also block walked in the affected area to receive feedback on the street renaming. He apologized to Mrs. Barrera for the controversy this has caused but noted he felt strongly that they should move forward.

Councilmember Gonzales stated that she was honored to talk about Councilmember Barrera and that there were so many positive comments made about him. She noted that it was fitting to name the corridor after him and was pleased to be a part of the historic vote. She mentioned that as a small business owner, she sympathized with the small business owners that expressed concern today.

Mayor Taylor thanked everyone that came out to share their views and stated that she was a

City Employee during the time that Councilmember Barrera served. She noted that she was grateful to the Barrera Family for their support of Councilmember Barrera's public service and added that she had heard great things about him.

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

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

ABSENT: 1 - Krier

Mrs. Leticia Barrera, wife of Enrique M. Barrera, addressed the City Council and thanked them for honoring her late husband with the street renaming.

CONSENT ZONING ITEMS (CONT.)

At this time, Mayor Taylor addressed the Consent Agenda Items and called upon Mr. Jack M. Finger to speak.

Mr. Jack M. Finger spoke in opposition to the Resolution that would allow the Zoning Commission to consider zoning requests prior to Planning Commission recommendation of an associated Plan Amendment (Item 22). He stated that he was opposed to the zoning request for Items Z-3 and Z-7, noting that staff and the Zoning Commission recommended denial.

Councilmember Warrick moved to approve the Consent Zoning Items. Councilmember Treviño seconded the motion. The motion to approve the Consent Zoning Items prevailed by the following vote:

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

ABSENT: 1 - Krier

2015-09-03-0748

Z-1. ZONING CASE # Z2015245 (Council District 2): An Ordinance amending the Zoning District Boundary from "R-4 AHOD" Residential Single-Family Airport Hazard Overlay District and "I-1 AHOD" General Industrial Airport Hazard Overlay District to "MF-33 AHOD" Multi-Family Airport Hazard Overlay District on Lot 16, Block 1, NCB 10331, located at 1691 Rigsby 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: LOT 16, BLOCK 1, NCB 10331 TO WIT: FROM "R-4 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT AND "I-1 AHOD" GENERAL INDUSTRIAL AIRPORT HAZARD OVERLAY DISTRICT TO "MF-33 AHOD" MULTI-FAMILY AIRPORT HAZARD OVERLAY DISTRICT.

2015-09-03-0750

P-2. PLAN AMENDMENT #15064 (Council District 3): An Ordinance amending the future land use plan contained in the South Central San Antonio Community Plan, a component of the Comprehensive Master Plan of the City, by changing the future land use of approximately 0.220 acres out of Lot 27, NCB 7657, located at 1430 Napier Avenue, from "Parks / Open Space" to "Low Density Residential". Staff and Planning Commission recommend Approval. (Associated Zoning Case Z2015238)

2015-09-03-0751

Z-4. ZONING CASE # Z2015238 (Council District 3): An Ordinance amending the Zoning District Boundary from "C-3R H RIO-5 AHOD" General Commercial Restrictive Alcoholic Sales Mission Historic River Improvement Overlay Airport Hazard Overlay District to "R-6 H RIO-5 AHOD" Residential Single-Family Mission Historic River Improvement Overlay Airport Hazard Overlay District on Lot 27, Block 0, NCB 7657, located at 1430 Napier Avenue. Staff and Zoning Commission recommend Approval, pending Plan Amendment. (Associated Plan Amendment 15064)

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, NCB 7657 TO WIT: FROM "C-3 R RIO-5 AHOD" GENERAL COMMERCIAL RESTRICTIVE ALCOHOLIC SALES MISSION HISTORIC RIVER IMPROVEMENT OVERLAY AIRPORT HAZARD OVERLAY DISTRICT TO "R-6 H RIO-5 AHOD," RESIDENTIAL SINGLE-FAMILY MISSION HISTORIC RIVER IMPROVEMENT OVERLAY AIRPORT HAZARD OVERLAY DISTRICT.

2015-09-03-0752

- Z-5.** ZONING CASE # Z2015220 (Council District 3): An Ordinance amending the Zoning District Boundary from "R-6 AHOD" Residential Single-Family Airport Hazard Overlay District to "MF-33 AHOD" Multi-Family Airport Hazard Overlay District on approximately 0.1905 acres of land out of NCB 7537 generally located in the 2500 block of Schubert Lane. 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 20, NCB 7537 TO WIT: FROM "R-6 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "MF-33 AHOD" MULTI-FAMILY AIRPORT HAZARD OVERLAY DISTRICT.

2015-09-03-0753

- Z-6.** ZONING CASE # Z2015244 S (Council District 3): An Ordinance amending the Zoning District Boundary from "C-1 H MC-2 RIO-6 AHOD" Light Commercial Mission San Juan Historic South Presa Metropolitan Corridor River Improvement Overlay Airport Hazard Overlay District to "C-2 S H MC-2 RIO-6 AHOD" Commercial Mission San Juan Historic South Presa Metropolitan Corridor River Improvement Overlay Airport Hazard Overlay District with Specific Use Authorization for a Motel on Lots 7, 8, and 9, Block 3, NCB 10922 located at 8888 South Presa 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 7, 8, AND 9, BLOCK 3, NCB 10922 TO WIT: FROM "C-1 H MC-2 RIO-6 AHOD" LIGHT COMMERCIAL MISSION SAN JUAN HISTORIC SOUTH PRESA METROPOLITAN CORRIDOR RIVER IMPROVEMENT OVERLAY AIRPORT HAZARD OVERLAY DISTRICT TO "C-2 S H MC-2 RIO-6 AHOD" COMMERCIAL MISSION SAN JUAN HISTORIC SOUTH PRESA METROPOLITAN CORRIDOR RIVER IMPROVEMENT OVERLAY AIRPORT HAZARD OVERLAY DISTRICT WITH SPECIFIC USE AUTHORIZATION FOR A MOTEL.

POSTPONED BY APPLICANT

- Z-8.** ZONING CASE # Z2015211 S ERZD (Council District 8): An Ordinance amending the Zoning District Boundary from "C-3 CD GC-1 MSAO-1 MLOD AHOD ERZD"

General Commercial Hill Country Gateway Corridor Military Sound Attenuation Overlay Military Lighting Overlay Airport Hazard Overlay Edwards Recharge Zone District with Conditional Use for Outside Storage for a Lumber Yard to "C-3 S GC-1 MSAO-1 MLOD AHOD ERZD" General Commercial Hill Country Gateway Corridor Military Sound Attenuation Overlay Military Lighting Overlay Airport Hazard Overlay Edwards Recharge Zone District with Specific Use Authorization for Motor Vehicle Sales and Tire Sales and Installation on Lot 12, NCB 14881 located at 17100 IH-10 West. Staff recommends Approval. The Zoning Commission motion failed and is forwarded as Denial.

CONSENT ZONING CONCLUDED

ITEMS PULLED FOR INDIVIDUAL CONSIDERATION (CONT.)

Mrs. Vacek read the caption for Item 22:

2015-09-03-0055R

- 22.** A Resolution waiving Section 35-421 (d) (1) of the San Antonio City Code to allow zoning commission consideration of zoning requests prior to planning commission recommendation of an associated plan amendment; and directing staff to initiate an amendment to the City Code in furtherance of the waiver as part of the 2015 UDC Amendment process.

Mayor Taylor called upon Mr. Eiginio Rodriguez to speak.

Mr. Eiginio Rodriguez stated that Mr. John Jacks had explained that the ordinance would apply to future annexation and no long had any questions.

Councilmember Lopez moved to approve the Resolution. Councilmember Warrick seconded the motion. The motion prevailed by the following vote:

AYE: 8 - Mayor Taylor, Treviño, Warrick, Saldaña, Gonzales, Lopez, Nirenberg and Gallagher

ABSENT: 3 - Viagran, Medina and Krier

2015-09-03-0749

- Z-2.** ZONING CASE # Z2015252 CD (Council District 2): An Ordinance amending the Zoning District Boundary from "R-4 EP-1" Residential Single-Family Facility Parking/Traffic Control District to "R-4 CD EP-1" Residential Single-Family Facility Parking/Traffic Control District with Conditional Use for a Professional Office on Lot 17 and 18, Block 0, NCB 6909 located at 2836 East Houston 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: LOT 17 AND 18, NCB 6909 TO WIT: FROM "R-4 EP-1" RESIDENTIAL SINGLE-FAMILY FACILITY PARKING/TRAFFIC CONTROL DISTRICT TO "R-4 EP-1 CD" RESIDENTIAL SINGLE-FAMILY FACILITY PARKING/TRAFFIC CONTROL DISTRICT WITH CONDITIONAL USE FOR A PROFESSIONAL OFFICE.

John Jacks presented Item Z-2 and stated that staff and the Zoning Commission recommended approval. He reported that of 36 notices mailed; none were returned in favor or in opposition.

Mayor Taylor called upon the citizens registered to speak.

Carroll McHaney stated that she was representing the applicant in the case who was born and raised in Jefferson Heights. She noted that the applicant had met with the Jefferson Heights Neighborhood Association before submitting the rezoning application to address concerns.

Charles English, President of the Jefferson Heights Neighborhood Association, addressed the City Council in support of the request. He stated that he had worked with the applicant and was pleased with her work to develop the community.

Terri Brooks Ray addressed the City Council in opposition to the request. He expressed concern that properties were being taken from individuals and they were being forced out of the community.

Gordon Benjamin stated that he was representing the property owner at 942 Gulf Street, Mrs. Franklin, in opposition to the request. He noted that Mrs. Franklin had mailed in her opposition to the request and expressed concern with the traffic during Spurs Games.

Councilmember Warrick asked how the zoning would change. Mr. Jacks explained that the Conditional Use was for a Professional Office and could still be used as a single family residence. He stated that they would add two parking spaces and that the property would have to maintain its residential character. He further noted that there would be a limit on hours of operation and signage.

Councilmember Warrick moved to approve Item Z-2. Councilmember Treviño seconded the motion. The motion prevailed by the following vote:

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

ABSENT: 1 - Krier

Mayor Taylor addressed Items P-1 and Z-3 jointly.

DENIED

P-1. PLAN AMENDMENT #15067 (Council District 3): An Ordinance amending the future land use plan contained in the South Central San Antonio Community Plan, a component of the Comprehensive Master Plan of the City, by changing the future land use of approximately 0.8586 acres of out of NCB 7906 and NCB 7724, located at 186 Bristol Street from "Low Density Residential" to "Medium Density Residential". Staff and Planning Commission recommend Denial. (Associated Zoning Case Z2015241)

DENIED

Z-3. ZONING CASE # Z2015241 (Council District 3): An Ordinance amending the Zoning District Boundary from "R-6 AHOD" Residential Single-Family Airport Hazard Overlay District to "MF-18 AHOD" Limited Density Multi-Family Airport Hazard Overlay District on 0.8586 acres of land out of NCB 7724 and NCB 7906, located at 186 Bristol Avenue. Staff recommends Denial, with Alternate Recommendation. Zoning Commission recommends Denial. (Associated Plan Amendment 15067)

John Jacks presented Item P-1 and stated that it would amend the future Land Use Plan contained in the South Central San Antonio Community Plan. He reported that staff and the Planning Commission recommended denial.

For Item Z-3, Mr. Jacks reported that staff and the Zoning Commission recommended denial. He stated that of 40 notices mailed; 24 were received in favor and two were returned in opposition.

Mayor Taylor called upon the citizens registered to speak.

Connie Aceves stated that she lived one house away from the proposed site and was opposed to the request. She expressed concern with traffic and crime and added that the duplexes and townhomes were not consistent with the neighborhood.

Mary Frances Aceves stated that she lived next door to the property in question and was also opposed to the request. She expressed concern with the duplexes and townhomes noting that most of the homes were older, single family residences.

John Gonzales stated that he was the applicant and was amending his request to accept the staff recommendation of R-6 Conditional excluding the main house. He noted that this would allow him to build four additional residential units on the property.

Mayor Taylor noted that 28 Written Testimonies were received in favor of the request with no more than 6 additional units. John Jacks noted that they also received a petition in favor of same.

Councilmember Viagran asked for clarification of the notices received. Mr. Jacks replied that they had verified that the signatures received were property owners within 200 feet. He stated that they were in favor of R-6 Conditional Zoning limited to no more than 6 additional units or townhouses. Councilmember Viagran stated that the request was not consistent with the neighborhood and that there was still a great amount of confusion.

Councilmember Viagran moved to deny Items P-1 and Z-3. Councilmember Saldaña seconded the motion. The motion prevailed by the following vote:

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

ABSENT: 1 - Krier

CONTINUED UNTIL SEPTEMBER 17, 2015

Z-7. ZONING CASE # Z2015198 CD (Council District 6): An Ordinance amending Zoning District Boundary from "R-6 AHOD" Residential Single-Family Airport Hazard Overlay District to "C-2 CD AHOD" Commercial Airport Hazard Overlay District with a Conditional Use for Auto and Light Truck Repair on Lot 14 and 15, Block 2, NCB 15587 located at 2302 and 2310 Westward Drive. Staff recommends Denial. Zoning Commission motion failed and is forwarded as Denial. (Continued from August 6, 2015)

John Jacks presented Item Z-7 and stated that staff and the Zoning Commission recommended denial. He reported that of 22 notices mailed; five were returned in favor and six were received in opposition. He noted that the Cable Westwood Neighborhood Association was opposed to the request and the Lackland Terrace Neighborhood Association was in favor of the request. He added that nine votes would be required for

approval due to the amount of opposition.

Councilmember Lopez moved to continue Item Z-7 until September 17, 2015. Councilmember Gallagher seconded the motion. The motion prevailed by the following vote:

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

ABSENT: 1 - Krier

Mayor Taylor addressed Items P-3 and Z-9 jointly.

CONTINUED UNTIL OCTOBER 1, 2015

P-3. PLAN AMENDMENT #15021 (Council District 10): An Ordinance amending the future land use plan contained in the San Antonio International Airport Vicinity Land Use Plan, a component of the Comprehensive Master Plan of the City, by changing the future land use of approximately 15.531 acres of land out of NCB 14945 generally located at the Southwest corner of the intersection of Thousand Oaks Drive and Wurzbach Parkway from "Mixed Use" to "High Density Residential" and "Regional Commercial". Staff and Planning Commission recommend Approval. (Associated Zoning Case Z2015095)

CONTINUED UNTIL OCTOBER 1, 2015

Z-9. ZONING CASE # Z2015095 (Council District 10): An Ordinance amending the Zoning District Boundary from "I-2 S AHOD" Heavy Industrial Airport Hazard Overlay District with a Specific Use Authorization for a Quarry to "MF-33 AHOD" Multi-Family Airport Hazard Overlay District on 13.007 acres out of NCB 14945 and "C-3 AHOD" General Commercial Airport Hazard Overlay District on 2.524 acres out of NCB 14945 located on a portion of the 5300 Block of Thousand Oaks Boulevard. Staff and Zoning Commission recommend approval pending Plan Amendment. (Associated Plan Amendment 15021)

John Jacks presented Item P-3 and stated that it would amend the future Land Use Plan contained in the San Antonio International Airport Vicinity Land Use Plan. He noted that staff and the Planning Commission recommended approval.

For Item Z-9, he stated that staff and the Zoning Commission recommended approval. He reported that of eight notices mailed; none were returned in favor or in opposition.

Mayor Taylor called upon Mr. James McKnight to speak.

Mr. James McKnight requested that the case be continued.

Councilmember Gallagher moved to continue Items P-3 and Z-9 until October 1, 2015. Councilmember Nirenberg seconded the motion. The motion prevailed by the following vote:

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

ABSENT: 1 - Krier

ADJOURNMENT

There being no further discussion, Mayor Taylor adjourned the meeting at 4:15 pm.

APPROVED

IVY R. TAYLOR
MAYOR

ATTEST:

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