

**STATE OF TEXAS  
COUNTY OF BEXAR  
CITY OF SAN ANTONIO**

**A WORK SESSION AND REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO WERE HELD IN THE MUNICIPAL PLAZA BUILDING, WEDNESDAY, SEPTEMBER 18, 2013, AND THURSDAY, SEPTEMBER 19, 2013, RESPECTIVELY.**

The San Antonio City Council convened in a Work Session at 2:00 pm Wednesday, **September 18, 2013**, Municipal Plaza Building, with the following Councilmembers present: Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **ABSENT:** None.

**1. A PRESENTATION BY CPS ENERGY ON ITS REVENUE REQUIREMENTS, PROPOSED RATES AND THE CUSTOMER BILL IMPACTS RELATING TO THEIR PROPOSED RATE INCREASE TO BE EFFECTIVE FEBRUARY 1, 2014.**

Doyle Beneby, President and Chief Executive Officer of CPS Energy presented an overview of the Revenue Requirements associated with CPS Energy's Proposed 2014-2015 Rate Adjustment. He provided a history of the restructuring of the Electric Industry in Texas from 1995 to present. He highlighted CPS Energy's Vision 2020, a long-range strategic plan that focuses on transitioning to a company that provides competitively priced power based on a diverse generation portfolio.

Mr. Beneby reported that rate adjustments assume incremental Capital and Operations & Maintenance increases for projects and initiatives, as well as improvements to existing infrastructure. He outlined plans for the 2014-2015 Rate Adjustments noting that they include the Spruce 1 Turbine Upgrade, Pole Replacements, and Transmission Line Upgrades. He stated that their analysis indicates the need for a rate adjustment effective February 1, 2014 in the amount of 4.75% of which 3.51% was Capital-Related.

Mr. Beneby stated that CPS Energy was committed to Labor Cost Reductions such as reducing the Employee Incentive Program (EIP) payout by 25%. He indicated that they would review options with the Board to eliminate defined Benefit/Pension Plan for new hires beginning in 2015. He noted that they would further evaluate savings opportunities in the Employee Health Benefit Plan.

Mr. Beneby reported that the 4.75% increase would impact the average residential combined monthly bill by \$5.19. He spoke of the Customer Assistance Programs available to eligible CPS Energy Customers and noted that those that qualified for the Affordability Discount Program would be eligible for reductions up to \$12.30 monthly. He reported that over 250,000 customers received a form of assistance from CPS Energy in FY 2013 totaling \$5.9 million.

Mr. Beneby stated that the Proposed Rate Adjustment would allow CPS Energy to maintain the lowest average bills of any major city in Texas. Additionally, it would help maintain top tier electric service reliability, customer satisfaction, and safety performance. He noted that they would continue to partner with UTSA in support of the Texas Sustainable Energy Research Institute on clean energy research and development.

Mayor Castro thanked Mr. Beneby for the presentation and asked why the Investment Projects were necessary. Mr. Beneby replied that they were growing and needed to build Substations. He noted that they were installing Automated Meters which would save CPS Energy from sending out Meter Readers.

Mayor Castro asked of the General Accounting Standards Board (GASB) Recognition. Mr. Beneby replied that it recognized future employee obligations which were added to their Asset Base. Mayor Castro asked of the increase in the Franchise Fee. Mr. Beneby indicated that they were proposing to increase said fee by 1% and that most suburbs had agreed to sign a 20-Year Franchise Agreement. Mayor Castro asked of the UTSA Strategic Alliance. Mr. Beneby explained that they had committed \$50 million over 10 years and that they would utilize a portion of the funding that is currently utilized to hire other researchers to pay for same. Mayor Castro asked of the EIP. Mr. Beneby replied that they had reduced the amount of performance increases. He noted that historically, CPS Energy Salary and EIP Information was concealed from the public but were making that information public for transparency purposes. He stated that they would work on revising performance indicators to make them more challenging.

Councilmember Soules commended CPS Energy for their accomplishments and the purchase of the gas plant. He referenced the \$66 million per year that would be generated by the rate increase in FY 2015 and asked of the \$100 million increase in revenues in FY 2016. Mr. Beneby replied that they were projections and that any amount over that could be used to pay debt. Councilmember Soules asked of the increase in City Payment from 2015 to 2016. Paula Gold-Williams stated that the City Payment includes the rate increase as well as fuel costs. Councilmember Soules asked what was driving the increase in electric fuel expenses. Ms. Gold-Williams replied that it was related to gas on both the electric and gas components. Councilmember Soules stated that he would like to understand what OCI will contribute to the rate increase and requested the rate structure among all customer types.

Councilmember Medina thanked CPS Energy for their work. He stated that nobody wanted to see a rate increase but could understand it was needed. He asked of the percentage of the additional revenue that would be provided to the City. Mrs. Sculley replied that it was 13.9% and could not exceed 14%. Councilmember Medina asked for specific Capital Projects that would be funded with \$56.2 million of the amount generated from the 4.75% rate increase. Mr. Beneby replied that Tab 5 of the binder provided to the City Council included the Capital Projects and highlighted various projects. Councilmember Medina asked of the Corporate EIP. Mr. Beneby replied that the Corporate EIP was implemented in 2000 and had been revised in 2011 when salaries became public. Councilmember Medina asked of the percentage of bonuses paid by SAWS. Mr. Ben Gorzell replied that they did not have a Bonus Program but set aside a Performance Pay Pool that averaged 2.5%. Councilmember Medina requested the aggregate total of bonuses paid to CPS Energy Employees since the inception of the Corporate EIP.

Councilmember Viagran asked of the location of underground cable and pole replacements that were planned for the 2014-2015 Rate Adjustment. Mr. Beneby replied that they would provide detailed information to the City Council. Councilmember Viagran asked of the \$21 million of Non-Operating Revenues in FY 2015. Mr. Beneby replied that it included rentals, sale of land, and salvaging of equipment. Councilmember Viagran requested the Industry Standards utilized for the Corporate EIP. Mr. Beneby stated that the binder provided to the City Council included a Key Compensation and Benefits Summary. Councilmember Viagran asked of the Solar Energy related to Vision 2020 Goals. Mr. Beneby responded that Solar Energy would total 2.11% in 2020. Councilmember Viagran stated that she was pleased with the many Customer Assistance Programs that were available to ratepayers.

Councilmember Nirenberg asked of the justification for the implementation of the EIP. Mr. Beneby replied that he believed it was implemented for talent retention and spoke of the skill sets required due to open competition. Councilmember Nirenberg asked how the performance targets were created. Mr.

Beneby replied that the prescribed targets were included in the binder and were reviewed by the Board of Trustees. Councilmember Nirenberg asked how individuals were enrolled in Customer Assistance Programs. Mr. Beneby stated that they enroll customers that call CPS Energy and are unable to pay their bills. He noted that they also work with churches, fairs, and other partners to educate the community on available programs. Councilmember Nirenberg recommended that CPS Energy be cautious when using comparative statistics since they are a unique entity.

Councilmember Gonzales thanked CPS Energy for their Customer Assistance Programs and specifically, Debbie Gunn. She asked how the Substations were determined and of the Operations and Maintenance. Mr. Beneby replied that they had a baseline that they used for Operations and Maintenance and that the increase was incremental. He noted that Substations were implemented as systems were expanded.

Councilmember Chan asked when the rate increase would be implemented. Mr. Beneby replied that it would begin February 1, 2014. Councilmember Chan asked if CPS Energy would receive \$66 million in new revenue from the rate increase. Mr. Beneby confirmed same. Councilmember Chan asked of the debt coverage. Ms. Gold-Williams replied that it was projected to be 1.5 at the end of 2015. Councilmember Chan asked of the estimated 4.2% for the EIP. Mr. Beneby responded that it was based on the total percent of labor and had been projected using the EIP Structure. Councilmember Chan spoke of the long wait times within the Customer Services Division and asked of performance evaluations. Mr. Beneby replied that they were conducted by Supervisors using target indicators and based on behavior.

Mayor Castro thanked CPS Energy for the presentation.

### **EXECUTIVE SESSION**

The Executive Session was not held.

- A. DISCUSS LEGAL ISSUES RELATED TO *RUSSELL MARTIN VS. CITY OF SAN ANTONIO* PURSUANT TO TEXAS GOVERNMENT CODE SECTION 551.071 (CONSULTATION WITH ATTORNEY).**
- B. 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).**
- C. 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).**

Mayor Castro announced that the Executive Session would be held the following day. He recessed the meeting at 4:46 pm and announced that the meeting would resume at 5:15 pm for Ceremonials.

### **RECONVENED**

Mayor Castro reconvened the meeting at 5:15 pm and addressed the Ceremonial Items.

## **CEREMONIALS**

Mayor Castro presented a Proclamation in recognition of the Annual “National Night Out” (NNO) Event that will be held on Tuesday, October 1, 2013 for the State of Texas. It was noted that NNO is sponsored by the National Association of Town Watch and designed to heighten crime awareness, generate support and participation of local anti-crime programs, and strengthen community-police partnerships and neighborhood spirit.

Mayor Castro presented a Proclamation to the No More Falls Coalition who will observe National Falls Prevention Awareness Day on September 22, 2013. It was noted that the goal was to raise awareness of preventive measures and to reduce the frequency of fall-related injuries of Older Americans.

Mayor Castro presented a Citation to the San Antonio Ambassador Great Debate Team that competed at the National Hispanic Institute’s Texas Great Debate at Austin College in Sherman. It was noted that the team placed 1st out of seven other regions from the State of Texas. Team members competed in five categories ranging from Oratory, Extemporaneous Speaking, Cross Examination, Mock Trial, and the Athenaeum Challenge. In addition to the First Place Overall Champion Win, the team placed first in the State in Mock Trial, Second Place in the State in Oratory and the Athenaeum Challenge, and received the All-State Award for Oratory, which is awarded to the individual with the highest average in their category.

## **CITIZENS TO BE HEARD**

Mayor Castro called upon the individuals registered to speak.

Lee Preston stated that he and his wife previously lived a Gay Lifestyle and that he now operated a ministry for those who choose to leave the Gay Community. He noted that his ministry has not discriminated against the Gay Community.

Jeanette Preston spoke of a great crisis she experienced in her life and stated that since then, her desires have changed.

Eddie Masson spoke of the lack of raises given by the Federal Government. He expressed concern that one of his neighbors used the sidewalk as a driveway and has called Code Compliance but the issue has not been addressed.

Marty Hutchison stated that the Absentee Property Owner Registration targeted approximately 400 properties out of 975,000. He noted that the revenue that would be generated would total \$40,500 which he did not believe would cover the hours of work required to process the Registration. He recommended that the proposed Ordinance be revised to reflect a time limit.

John Crone stated that he was a member of the San Antonio Board of Realtors and expressed concern that local agents would hesitate to represent Absentee Property Owners if the Absentee Property Owner Registration Ordinance was passed.

Mark Perez expressed concern with various city staff that had not addressed his concerns. He referenced the AGE Refinery Building in District 3 which had opened without a City Permit. He noted several other developments that were operating in violation of the City Code.

Thomas Wetzler stated that the citizens of San Antonio have expressed the need for improved Code Enforcement and the Absentee Property Owner Registration is a good start. He added that citizens want City Codes to be properly enforced.

Michael Furlow recommended that prepaid Bus Cards be made available to the VIA Ridership.

Gerald Ripley stated that the power of God had changed the couple who spoke at the beginning of the meeting and there are others that have had the same experience.

Faris Hodge, Jr. submitted written testimony highlighting portions of various FY 2014 Budget Presentations. He noted a series of Ordinances that were approved by the City Council, as well as Executive Items posted on City Council Agendas. He referenced the *People en Español Festival* held in San Antonio over Labor Day Weekend. He wrote that the City's AAA General Bond Rating was re-affirmed by all rating agencies in July 2013. He wrote of the elevators that would be replaced at the Central Library and highlighted the streamlined processes that would be implemented at Municipal Court. He mentioned that 12 positions would be added to Development Services in FY 2014. He referenced the dispute between Time Warner and CBS which would affect some cable channels.

### **ADJOURNMENT**

There being no further discussion, Mayor Castro adjourned the meeting at 6:31 pm.

The San Antonio City Council convened in a Regular Meeting on Thursday, **September 19, 2013**, at 9:00 am in the City Council Chambers.

### **ROLL CALL**

City Clerk Leticia M. Vacek took the Roll Call and noted a quorum of the Council with the following present: Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **ABSENT:** None.

**Item 1.** The Invocation was delivered by Pastor Keith Graham, Now Word Covenant Church, guest of Councilmember Carlton Soules, District 10.

**Item 2.** Mayor Castro led the Pledge of Allegiance to the Flag of the United States of America.

### **Item 3. MINUTES**

Councilmember Saldaña moved to approve the Minutes for the August 14-15, 2013 City Council Meetings. Councilmember Medina seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Chan and Mayor Castro. **NAY:** None. **ABSENT:** Soules.

## **POINT OF PERSONAL PRIVILEGE**

Councilmember Nirenberg recognized Dr. Granville Coggs, Surviving Tuskegee Airman and Retired San Antonio Physician. He stated that Dr. Coggs was a Hero and San Antonio Treasure and thanked him for his service. He noted that after his retirement, Dr. Coggs began running competitively and has won three Gold Medals at the Texas Senior Games. Dr. Coggs thanked the City Council for the recognition and recited the poem, *Invictus*. Mayor Castro stated that he was honored that Dr. Coggs was a San Antonian and recognized Dr. Coggs' Wife.

## **CONSENT AGENDA ITEMS 4-24D**

Consent Agenda Item 13 was pulled for Individual Consideration. Councilmember Taylor moved to approve the remaining Consent Agenda Items. Councilmember Lopez seconded the motion.

Mayor Castro called upon the individuals registered to speak.

Priscilla Martinez stated that she was representing Industrial Communications which had been operating in San Antonio for over 60 years. She expressed concern with the awarding of a contract to Southwest Public Safety for police vehicle graphic kits, emergency equipment parts, and install, removal and repair of equipment (Item 4). She stated that they did not possess the required certification to perform installation and could not fulfill the specifications of the contract.

Nazirite Ruben Flores Perez addressed the City Council in support of the two conservation easements over the Edwards Aquifer Recharge and Contributing Zones (Items 10A and 10B).

Justin Landon with the San Antonio Board of Realtors (SABOR) thanked the City Council and City Staff for working with them on the Absentee Property Owner Registration Program. However; he reported that SABOR's Position had not changed and they were still in opposition to the Ordinance (Item 13). He stated that they believed that property registration infringed on the personal property rights of property owners. He added that they would like for the Ordinance to include reporting requirements and to sunset after three years if approved.

Faris Hodge, Jr. submitted written testimony in opposition to Items 4, 12, 14, 15, and 16. He wrote that the City should not establish unit prices (Item 4) and expressed concern with the meals served by the Senior Nutrition Program (Item 12). He asked that citizens be interviewed for Boards on television (Item 14). He expressed concern that more information was not provided for the Park Police Meet and Confer Agreement (Item 15). He wrote against the Investment Policy and Strategy for the City of San Antonio and requested additional information on the Texas Public Funds Investment Act (Item 16). He wrote in favor of Items 5-11, 13, and 17-24D. He requested that backup information be provided for the City Manager's Report.

The motion to approve the remaining Consent Agenda Items prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** None.

**2013-09-19-0641**

Item 4. AN ORDINANCE AUTHORIZING THE FOLLOWING CONTRACTS ESTABLISHING UNIT PRICES FOR GOODS AND SERVICES FOR AN ESTIMATED ANNUAL COST OF

\$1,789,000.00: (A) SOUTHWEST PUBLIC SAFETY FOR POLICE VEHICLE GRAPHIC KITS, EMERGENCY EQUIPMENT PARTS, AND INSTALL, REMOVAL, AND REPAIR OF EQUIPMENT AND (B) SAT RADIO COMMUNICATIONS, LTD D/B/A INDUSTRIAL COMMUNICATIONS FOR FIRE EMERGENCY EQUIPMENT PARTS.

**2013-09-19-0642**

Item 5. AN ORDINANCE AUTHORIZING THE EXECUTION OF A FUNDING AGREEMENT WITH WITTE MUSEUM IN AN AMOUNT NOT TO EXCEED \$8,000,000.00 FOR THE WITTE MUSEUM PROJECT, FUNDED BY 2012-2017 GENERAL OBLIGATION BONDS AND THE HOTEL OCCUPANCY TAX FUND.

**2013-09-19-0643**

Item 6. AN ORDINANCE ACCEPTING THE LOWEST RESPONSIVE BID AND AWARDING A CONSTRUCTION CONTRACT, IN THE AMOUNT OF \$887,800.00, AUTHORIZED PAYABLE TO DAVILA CONSTRUCTION, FOR THE REPLACEMENT OF FOUR PASSENGER ELEVATORS AT THE CENTRAL LIBRARY, A CERTIFICATES OF OBLIGATION FUNDED 2012 PROJECT.

**2013-09-19-0644**

Item 7. AN ORDINANCE AUTHORIZING THE EXECUTION OF A FIVE YEAR LEASE AGREEMENT SIMILAR IN FORMAT TO THE ATTACHED LEASE PRESENTED FOR CONSIDERATION WITH OMNINET CENTERVIEW, LP AND THE CITY OF SAN ANTONIO METROPOLITAN HEALTH DISTRICT FOR 2,174 SQUARE FEET OF CLINIC SPACE LOCATED AT 4538 CENTERVIEW DRIVE IN COUNCIL DISTRICT 7, FOR THE PURPOSE OF ESTABLISHING A BABY CAFÉ CLINIC FOR AN ANNUAL RENTAL AMOUNT OF \$35,868.00 DURING THE FIRST YEAR OF THE TERM, EVENTUALLY ADJUSTING TO \$40,212.00 DURING THE FINAL YEAR OF THE TERM.

**2013-09-19-0645**

Item 8. AN ORDINANCE AUTHORIZING THE CLOSURE, VACATION AND ABANDONMENT OF 0.3304 ACRES OF RIVER ROAD PUBLIC RIGHT OF WAY, LOCATED BETWEEN EAST ASHBY PLACE AND HWY 281 NORTH, ADJACENT TO NCB 3053, IN COUNCIL DISTRICT 1, AS REQUESTED BY BORDEN PARK LP, FOR A FEE OF \$118,925.00.

**2013-09-19-0646**

Item 9. AN ORDINANCE DECLARING AS SURPLUS AN UNIMPROVED 0.045 ACRE TRACT OF CITY OWNED PROPERTY LOCATED ON COTTONWOOD AVENUE, AND DESCRIBED AS THE REMAINING PORTION OF LOT 12, BLOCK 12, NCB 2842 IN COUNCIL DISTRICT 5 AND AUTHORIZING ITS SALE TO ROSA V. DUQUE FOR \$850.00.

Item 10. CONSIDERATION OF THE FOLLOWING ORDINANCES ASSOCIATED WITH TWO CONSERVATION EASEMENTS TOTALING 718 ACRES OVER THE EDWARDS AQUIFER RECHARGE AND CONTRIBUTING ZONES.

**2013-09-19-0647**

- A. AN ORDINANCE AUTHORIZING PAYMENT IN THE AMOUNT OF \$1,242,153.95 TO MISSION TITLE COMPANAY, AS ESCROW AGENT FOR TITLE ON A CONSERVATION EASEMENT, FOR LAND, DUE DILIGENCE AND CLOSING COSTS ON A 384-ACRE TRACT OF LAND KNOWN AS THE KHK RANCH LOCATED IN UVALDE COUNTY, TEXAS.

**2013-09-19-0648**

- B. AN ORDINANCE AUTHORIZING PAYMENT NOT TO EXCEED \$60,000 FOR DUE DILIGENCE AND CLOSING COST ASSISTANCE ON A 334-ACRE TRACT OF LAND KNOWN AS THE MAVERICK RANCH LOCATED IN BEXAR COUNTY, TEXAS WHICH WILL BE DONATED TO THE TEXAS LAND CONSERVANCY TO BENEFIT THE CITY'S EDWARDS AQUIFER PROTECTION PROGRAM.

**2013-09-19-0649**

Item 11. AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF FUNDS UP TO \$1,000,000.00 FROM THE TEXAS DEPARTMENT OF TRANSPORTATION FOR A COMPREHENSIVE SELECTIVE TRAFFIC ENFORCEMENT PROGRAM GRANT; AND AUTHORIZING A CASH MATCHING CONTRIBUTION UP TO \$300,000.00 AND AN IN-KIND MATCHING CONTRIBUTION UP TO \$136,500.00.

**2013-09-19-0650**

Item 12. AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF SUPPLEMENTAL FUNDING IN THE AMOUNT OF \$95,000.00 FROM THE ALAMO AREA COUNCIL OF GOVERNMENTS FOR THE PROVISION OF MEALS TO SENIORS IN THE SENIOR NUTRITION PROGRAM FOR THE PERIOD OF OCTOBER 1, 2012 TO SEPTEMBER 30, 2013.

Item 14. 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:

- A. REAPPOINTING MILTON R. MCFARLAND (DISTRICT 10) TO THE ZONING COMMISSION.
- B. REAPPOINTING ROBERT P. GONZALES (DISTRICT 5) TO THE TRANSPORTATION ADVISORY BOARD.

**2013-09-19-0652**

Item 15. AN ORDINANCE APPROVING A MEET AND CONFER AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND THE SAN ANTONIO PARK POLICE OFFICER'S ASSOCIATION FOR A PERIOD BEGINNING OCTOBER 1, 2013 THROUGH SEPTEMBER 30, 2015.

**2013-09-19-0653**

Item 16. AN ORDINANCE APPROVING AN INVESTMENT POLICY AND STRATEGY FOR THE CITY OF SAN ANTONIO, TEXAS, IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS PUBLIC FUNDS INVESTMENT ACT, AS AMENDED, FOR CITY COUNCIL TO ANNUALLY REVIEW AND APPROVE THE CITY'S INVESTMENT POLICY AND STRATEGY; DESIGNATING CERTAIN EMPLOYEES AS INVESTMENT OFFICERS FOR THE CITY OF SAN ANTONIO; AND PROVIDING AN EFFECTIVE DATE.

**2013-09-19-0028R**

Item 17. A RESOLUTION PROVIDING CONSENT TO THE REQUEST FROM EMERGENCY SERVICES DISTRICT #6 TO INCUR DEBT NOT IN EXCESS OF \$1,816,850.00 FOR THE CONSTRUCTION OF A FIRE STATION.

**2013-09-19-0654**

Item 18. AN ORDINANCE AUTHORIZING AGREEMENTS RELATED TO THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT'S ORAL HEALTH PROGRAM WITH DR. JENNIFER BANKLER FOR AN AMOUNT UP TO \$120,000.00 FOR A TERM BEGINNING OCTOBER 1, 2013 TO SEPTEMBER 30, 2014 AND THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT SAN ANTONIO DENTAL SCHOOL FOR AN AMOUNT UP TO \$112,921.00 FOR A TERM BEGINNING ON SEPTEMBER 1, 2013 AND ENDING AUGUST 31, 2014 FOR THE PROVISION OF DENTAL SERVICES; AND AUTHORIZING AGREEMENTS WITH AVANCE, FAMILY SERVICE ASSOCIATION AND PARENT CHILD INCORPORATED WHICH WILL PROVIDE A CUMULATIVE AMOUNT OF UP TO \$188,060.00 TO METRO HEALTH FOR THE PROVISION OF ORAL HEALTH SERVICES TO EARLY HEAD START ENROLLEES BEGINNING OCTOBER 1, 2013 AND TERMINATING JANUARY 31, 2015 WITH AN IN-KIND MATCH REQUIREMENT IN SERVICES TOTALING \$47,015.00.

**2013-09-19-0655**

Item 19. ORDINANCE AUTHORIZING AGREEMENTS RELATED TO THE MEDICAID 1115 WAIVER PROGRAM WITH THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT SAN ANTONIO FOR TEEN HEALTH PROVIDER EDUCATION FOR AN AMOUNT UP TO \$378,000.00 AND H. DANIELS DUNCAN CONSULTING FOR SERVICES RELATED TO THE DEVELOPMENT OF METRO HEALTH'S ENGAGEMENT STRATEGY FOR AN AMOUNT UP TO \$155,250.00, EACH COMMENCING UPON APPROVAL BY THE CENTER FOR MEDICARE AND MEDICAID SERVICES, AND TERMINATING ON SEPTEMBER 30, 2016, WITH AN OPTION TO RENEW EACH FOR AN ADDITIONAL ONE-YEAR TERM, AND AUTHORIZING BUDGETS, STAFFING COMPLEMENTS AND OTHER RELATED ITEMS IN ORDER TO PARTICIPATE IN THE MEDICAID 1115 WAIVER PROGRAM FOR DEMONSTRATION YEAR 3 WHICH BEGINS OCTOBER 1, 2013 AND ENDS ON SEPTEMBER 30, 2014.

**2013-09-19-0656**

Item 20. AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE INTERLOCAL AGREEMENT WITH THE BEXAR COUNTY HOSPITAL DISTRICT, D/B/A UNIVERSITY HEALTH SYSTEM (UHS) TO EXTEND THE TERM OF THE AGREEMENT AND AUTHORIZE THE ACCEPTANCE OF COMPENSATION FROM UHS IN THE AMOUNT OF \$95,383.00 FOR THE PERIOD OCTOBER 1, 2013 THROUGH MARCH 31, 2014.

**2013-09-19-0657**

Item 21. AN ORDINANCE AUTHORIZING THE EXTENSION, THROUGH MARCH 31, 2014, OF TWO CONTRABAND FORFEITURE INTERLOCAL AGREEMENTS WITH THE BEXAR COUNTY CRIMINAL DISTRICT ATTORNEY'S OFFICE.

Item 22. CONSIDERATION OF THE FOLLOWING ITEMS RELATED TO HOSTING COLLEGE SPORTS CHAMPIONSHIPS:

**2013-09-19-0029R**

- A. A RESOLUTION ACKNOWLEDGING THE CITY OF SAN ANTONIO'S SUPPORT OF THE SUBMISSION OF AN APPLICATION TO HOST THE COLLEGE FOOTBALL CHAMPIONSHIP GAME IN 2017.

**2013-09-19-0030R**

- B. A RESOLUTION ACKNOWLEDGING THE CITY OF SAN ANTONIO'S SUPPORT OF THE SUBMISSION OF AN APPLICATION TO HOST THE NCAA MEN'S FINAL FOUR BASKETBALL CHAMPIONSHIPS IN 2017, 2018, 2019 OR 2020.

Item 23. CONSIDERATION OF THE FOLLOWING FINANCIAL ITEMS RELATED TO THE SAN ANTONIO WATER SYSTEM:

**2013-09-19-0031R**

- A. A RESOLUTION AUTHORIZING THE SUBMITTAL OF AN APPLICATION REQUESTING FINANCIAL ASSISTANCE FROM THE TEXAS WATER DEVELOPMENT BOARD IN THE AMOUNT OF \$55,800,000 THROUGH ITS CLEAN WATER STATE REVOLVING FUND FOR FUNDING OF CERTAIN QUALIFIED WASTEWATER PROJECTS.

**2013-09-19-0032R**

- B. A RESOLUTION ESTABLISHING THE CITY'S INTENTION TO REIMBURSE ITSELF FOR THE PRIOR LAWFUL CAPITAL EXPENDITURES OF FUNDS FROM THE PROCEEDS OF TAX-EXEMPT OBLIGATIONS NOT TO EXCEED \$55,800,000.

**2013-09-19-0033R**

- C. A RESOLUTION AUTHORIZING THE SUBMITTAL OF AN APPLICATION REQUESTING FINANCIAL ASSISTANCE FROM TWDB'S DRINKING WATER STATE

REVOLVING FUND PROGRAM IN THE AMOUNT OF \$22,400,000 FOR FUNDING OF CERTAIN QUALIFIED WATER PROJECTS.

**2013-09-19-0034R**

- D. A RESOLUTION ESTABLISHING THE CITY'S INTENTION TO REIMBURSE ITSELF FOR THE PRIOR LAWFUL CAPITAL EXPENDITURES OF FUNDS FROM THE PROCEEDS OF TAX-EXEMPT OBLIGATIONS NOT TO EXCEED \$22,400,000.

Item 24. CONSIDERATION OF THE FOLLOWING FINANCIAL ITEMS RELATED TO THE SAN ANTONIO WATER SYSTEM:

**2013-09-19-0658**

- A. AN ORDINANCE AUTHORIZING THE ISSUANCE OF OBLIGATIONS DESIGNATED AS "CITY OF SAN ANTONIO, TEXAS WATER SYSTEM JUNIOR LIEN REVENUE BONDS, SERIES 2013C" (THE "SERIES 2013C BONDS"), IN AN AMOUNT NOT TO EXCEED \$26,370,000 TO BE SOLD TO THE TEXAS WATER DEVELOPMENT BOARD (THE "TWDB") THROUGH THE DRINKING WATER STATE REVOLVING FUND PROGRAM.

**2013-09-19-0659**

- B. AN ORDINANCE AUTHORIZING THE ISSUANCE OF OBLIGATIONS DESIGNATED AS "CITY OF SAN ANTONIO, TEXAS WATER SYSTEM JUNIOR LIEN REVENUE BONDS, SERIES 2013D" (THE "SERIES 2013D BONDS"), IN AN AMOUNT NOT TO EXCEED \$60,100,000 TO BE SOLD TO THE TWDB THROUGH THE CLEAN WATER STATE REVOLVING FUND PROGRAM.

**2013-09-19-0660**

- C. AN ORDINANCE AUTHORIZING THE ISSUANCE OF OBLIGATIONS DESIGNATED AS "CITY OF SAN ANTONIO, TEXAS WATER SYSTEM JUNIOR LIEN REVENUE AND REFUNDING BONDS, SERIES 2013E (NO RESERVE FUND)" (THE "SERIES 2013E BONDS"), IN AN AMOUNT NOT TO EXCEED \$185,000,000 TO FUND CAPITAL CONSTRUCTION AND REFUND OUTSTANDING TAX-EXEMPT COMMERCIAL PAPER NOTES, CONCURRENT WITH ITEM D

**2013-09-19-0661**

- D. AN ORDINANCE AUTHORIZING THE ISSUANCE OF OBLIGATIONS DESIGNATED AS "CITY OF SAN ANTONIO, TEXAS WATER SYSTEM VARIABLE RATE JUNIOR LIEN REVENUE AND REFUNDING BONDS, SERIES 2013F (NO RESERVE FUND)" (THE "SERIES 2013F BONDS"), IN A PRINCIPAL AMOUNT NOT TO EXCEED \$185,000,000 TO FUND CAPITAL CONSTRUCTION AND REFUND OUTSTANDING TAX-EXEMPT COMMERCIAL PAPER NOTES, CONCURRENT WITH ITEM C.

**[CONSENT ITEMS CONCLUDED]**

**ITEMS PULLED FOR INDIVIDUAL CONSIDERATION**

The City Clerk read the caption for Item 13:

**2013-09-19-0651**

Item 13. AN ORDINANCE AUTHORIZING A NEW ABSENTEE PROPERTY OWNER REGISTRATION PROGRAM THAT WILL REQUIRE ABSENTEE PROPERTY OWNERS OF ONE- AND TWO-FAMILY DWELLINGS WITH MULTIPLE CODE VIOLATIONS TO REGISTER WITH THE CITY AND TO DESIGNATE A LOCAL PROPERTY MANAGER; AND PROVIDING FOR PENALTIES.

Rod Sanchez presented a Power Point and stated that Code Enforcement had been identified by the City Council as a high priority in the FY 2013 Budget Development Process. He noted that a Code Enforcement Improvement Plan had been presented to the Quality of Life Committee in March and June 2013. He stated that the Plan included various local legislative changes such as Absentee Property Owner Registration that could help achieve quicker compliance. He indicated that an Absentee Property Owner was defined as a person or entity owning property in San Antonio but resides outside of Bexar County. He noted that Absentee Property Owners have been 30% more likely to have a Code Violation and 70% more likely to have a lien placed on their property due to City Abatement and non-payment. He spoke of the challenges with tracking down and sending proper legal notice to Absentee Property Owners due to inaccuracies in County Land Records. He stated that other cities have a form of Absentee or Rental Property Owner Registration Ordinance to assist Code Enforcement and help maintain safety and quality of life in neighborhoods.

Mr. Sanchez reported that the Development Services Department had worked with key stakeholders to develop the proposed Ordinance to include SABOR, Real Estate Council San Antonio, and the San Antonio Apartment Association. He noted that five meetings were held since January 2013 and key discussion was focused on problem owners and developing a simple but effective process. He mentioned that the Proposed Ordinance was applicable to one and two family dwellings only. He stated that Absentee Property Owners that receive two or more Code Violations within a 12-month period will have to register with the city. He explained that Property Registration was required once an Absentee Property Owner received a second Notice of Violation. He noted that the owner must provide and maintain accurate contact information to the city to ensure quick notification of Code Issues. He added that the owner must designate a Local Person/Manager within Bexar County and provide their contact information. He stated that an Annual Registration Fee of \$50 would be required upon registering their property with the City. He noted that continued registration of the property by the owner was required for a period of two years after the latest Code Violation. He mentioned that violation of the Ordinance would be a Class C Misdemeanor with a maximum fine of \$500. He reported that the Quality of Life Council Committee recommended approval at their June 18, 2013 Meeting. He added that staff recommends a delayed effective date of January 1, 2014 to allow for outreach and program implementation.

Councilmember Chan commended the Development Services Department and thanked everyone that was involved in the process. She noted SABOR's concerns but stated that the Absentee Property Owner Registration Program was a possible solution.

Mayor Castro thanked everyone for their work on the Program. He stated that he did not want for the Ordinance to have an expiration date but to incorporate a review.

Councilmember Gonzales asked how the \$50 Registration Fee was determined. Mr. Sanchez replied that \$50 was the cost for an inspection. Councilmember Gonzales asked of the number of properties that would be affected. Mr. Sanchez stated that they anticipated that there were 400 properties with multiple

violations that would be required to register in the Program. Councilmember Gonzales asked of the estimated costs by the City to address said properties. Mr. Sanchez replied that they did not have information specific to Absentee Property Owners but would work on gathering the data. Councilmember Gonzales asked why the Program did not include Commercial Properties. Mr. Sanchez reported that most of the issues are related to Residential Properties and that they used other tools to address Commercial Properties. Councilmember Gonzales asked that staff consider adding Commercial Properties if they become chronic violators.

Councilmember Soules thanked everyone for their work. He stated that he was supportive of the Program with the condition that it be monitored and reviewed for adjustments over the next three years.

Councilmember Saldaña spoke of his concerns with Absentee Property Owners and stated that this was a good first step. He asked how Property Owners would register for the Program. Mr. Sanchez replied that they would work on contacting said Property Owners once the Ordinance was passed to let them know that enforcement would begin in January 2014. Councilmember Saldaña stated that he was pleased that the Program would be evaluated and believed it would be good for neighborhoods.

Councilmember Taylor spoke in support of the Program noting that it was an additional tool that could be used to help prevent decline before it occurs. She stated that the Quality of Life Committee could possibly work on benchmarks that the Program could achieve.

Councilmember Viagran asked of the Registration Fee. Mr. Sanchez confirmed that a \$50 Registration Fee would be required from a Property Owner that lives outside of Bexar County that has had two violations. Councilmember Viagran thanked everyone that worked on the Program and stated that she would also like to review the possibility of including Commercial Properties.

Councilmember Lopez spoke of the importance of reviewing and measuring the progress of the Program noting that it would help with Revitalization Efforts. He requested that staff establish parameters of success and how quickly properties in decline get back to standard.

Councilmember Nirenberg thanked everyone that worked on the Program and stated that he was supportive of a review process. He added that he hoped that the number of registered properties declines over the next three years so that neighborhoods are brought back into compliance.

Councilmember Bernal expressed his support for the Program and stated that he hoped that they could find ways to make the Program more effective over the next three years.

Councilmember Chan moved to approve the Ordinance with the condition that the Absentee Property Owner Registration Ordinance shall be reviewed no later than September 19, 2016 unless the City Council reviews it after evaluating the required report. Councilmember Soules seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** None.

## **Item 25. CITY MANAGER'S REPORT**

### **A. FIRE DEPARTMENT UPDATE**

Mrs. Sculley reported that the San Antonio Fire Department has partnered with the United States Army Southside Battalion to combine recruiting efforts. She stated that beginning in Mid-October; the partnership will create a career pathway for military personnel exiting their military career. She noted that currently, the average enlistment lasts four to five years. This program would connect with candidates to provide information about the Fire Department and the need for qualified candidates with their skills and values. She indicated that the Battalion consists of over 80% Minority Enrollment and has the potential to connect with the San Antonio Fire Department Goal of increasing the number of Minority Candidates. She added that the Fire Department has a 4-Step Approach for recruiting those within the military. She mentioned that the Fire Department and the Military will work together recruiting at high schools. She explained that they would create a mentorship throughout their career in the military and help plan an exit strategy for them. She stated that the Fire Department looked forward to working with the US Army in the near future.

### **B. 2014 EMPLOYEE SURVEY**

Mrs. Sculley reported the results of the 2013 City Employee Survey noting that 11,117 surveys were disseminated to employees in English and Spanish. She stated that the response rate was excellent with 8,044 Surveys Completed. She noted that based on the overall results of the survey, the City of San Antonio was moving in the right direction to meet the needs of its employees. She indicated that overall satisfaction among employees has increased to 87% in 2013 from 85% in 2011. She stated that there are opportunities to improve rewards and recognition programming and improve the work satisfaction levels among Skilled and Craft Employees. She reported that each department will develop a new Communications/Job Satisfaction Action Plan based on the 2013 Survey Results. She added that the Biennial Survey has served as a valuable tool in providing a quality work environment for City Employees and for professional growth and opportunities.

## **POINT OF PERSONAL PRIVILEGE**

Mayor Castro recognized Councilmember Saldaña who was celebrating his birthday today. The City Council sang Happy Birthday to Councilmember Saldaña.

## **EXECUTIVE SESSION**

Mayor Castro recessed the meeting at 10:12 am to convene in Executive Session for the purposes of:

- A. DISCUSS LEGAL ISSUES RELATED TO *RUSSELL MARTIN VS. CITY OF SAN ANTONIO* PURSUANT TO TEXAS GOVERNMENT CODE SECTION 551.071 (CONSULTATION WITH ATTORNEY).**
- B. 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).**
- C. 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).**

**RECONVENED**

Mayor Castro reconvened the meeting at 2:05 pm and announced that no action was taken in Executive Session. He addressed the Consent Zoning Items.

**CONSENT ZONING ITEMS**

City Staff announced that Item P-1 was withdrawn by the applicant and would not be addressed. Councilmember Nirenberg moved to approve the following Zoning Items: 27, Z-4, Z-5, Z-7, Z-8, and Z-11 under Consent Zoning. Councilmember Lopez seconded the motion.

Mayor Castro announced that there were no individuals registered to speak on the Consent Zoning Items.

Faris Hodge, Jr. wrote in opposition to Item 26 noting that an Alcohol Waiver should not be approved. He wrote against the street name change (Item 27), and Items P-1, Z-2, Z-6, Z-7, and Z-9. He wrote in favor of Items Z-1, Z-3, Z-4, Z-5, Z-8, P-2, Z-10, Z-11 and Z-12.

The motion to approve the Consent Zoning Items prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** None.

**2013-09-19-0663**

Item 27. **STREET NAME CHANGE CASE #S11-002 (DISTRICT 8):** AN ORDINANCE AUTHORIZING THE STREET NAME CHANGE OF "BAMBERGER TRAIL" TO "CHAMPIONS GATE" BETWEEN THE INTERSECTIONS OF NORTH LOOP 1604 WEST AND KYLE SEALE PARKWAY IN CITY COUNCIL DISTRICT 8, SAN ANTONIO, TEXAS. STAFF AND PLANNING COMMISSION RECOMMEND APPROVAL.

**WITHDRAWN BY APPLICANT**

Item P-1. **PLAN AMENDMENT #13040 (District 1):** AN ORDINANCE AMENDING THE FUTURE LAND USE PLAN CONTAINED IN THE NEAR NORTHWEST COMMUNITY PLAN, A COMPONENT OF THE COMPREHENSIVE MASTER PLAN OF THE CITY, BY CHANGING THE USE OF A 0.075 ACRE TRACT OF LAND OUT OF NCB 1937, LOCATED AT 1633 WEST KINGS HIGHWAY FROM MEDIUM DENSITY RESIDENTIAL TO NEIGHBORHOOD COMMERCIAL. STAFF AND PLANNING COMMISSION RECOMMEND DENIAL. (ASSOCIATED ZONING CASE: #Z2013161 CD)

**2013-09-19-0666**

Item Z-4. **ZONING CASE # Z2013151 (District 4):** An Ordinance amending the Zoning District Boundary from "C-2 AHOD" Commercial Airport Hazard Overlay District and "C-3R AHOD" General Commercial Restrictive Alcohol Sales Airport Hazard Overlay District to "C-2 AHOD" Commercial

Airport Hazard Overlay District on Lot 93, Block 67, NCB 15910 located at 10038 Potranco 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 93, BLOCK 67, NCB 15910 TO WIT: FROM "C-2 AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT AND "C-3R AHOD" GENERAL COMMERCIAL RESTRICTIVE ALCOHOL SALES AIRPORT HAZARD OVERLAY DISTRICT TO "C-2 AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT.

**2013-09-19-0667**

Item Z-5. **ZONING CASE # Z2013177 (District 5):** An Ordinance amending the Zoning District Boundary from "H C-3NA RIO-4 AHOD" General Commercial Nonalcoholic Sales Mission Historic River Improvement Overlay-4 Airport Hazard Overlay District, "H MH RIO-4 AHOD" Manufactured Housing Mission Historic River Improvement Overlay-4 Airport Hazard Overlay District and "H MH RIO-4 MC-1 AHOD" Manufactured Housing Mission Historic River Improvement Overlay-4 Roosevelt Avenue Metropolitan Corridor Overlay Airport Hazard Overlay District to "H IDZ RIO-4 AHOD" Infill Development Zone Mission Historic River Improvement Overlay-4 Airport Hazard Overlay District with Attached and Detached Single-Family Residential uses not to exceed 24 units per acre and "H IDZ RIO-4 MC-1 AHOD" Infill Development Zone Mission Historic River Improvement Overlay-4 Roosevelt Avenue Metropolitan Corridor Overlay Airport Hazard Overlay District with Attached and Detached Single-Family Residential uses not to exceed 24 units per acre on 1.28 acres out of NCB A-20 (also known as NCB 20) located at 515 & 519 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: 1.28 ACRES OUT OF NCB A-20 (ALSO KNOWN AS NCB 20) TO WIT: FROM "H C-3NA RIO-4 AHOD" GENERAL COMMERCIAL NONALCOHOLIC SALES MISSION HISTORIC RIVER IMPROVEMENT OVERLAY-4 AIRPORT HAZARD OVERLAY DISTRICT, "H MH RIO-4 AHOD" MANUFACTURED HOUSING MISSION HISTORIC RIVER IMPROVEMENT OVERLAY-4 AIRPORT HAZARD OVERLAY DISTRICT AND "H MH RIO-4 MC-1 AHOD" MANUFACTURED HOUSING MISSION HISTORIC RIVER IMPROVEMENT OVERLAY-4 ROOSEVELT AVENUE METROPOLITAN CORRIDOR OVERLAY AIRPORT HAZARD OVERLAY DISTRICT TO "H IDZ RIO-4 AHOD" INFILL DEVELOPMENT ZONE MISSION HISTORIC RIVER IMPROVEMENT OVERLAY-4 AIRPORT HAZARD OVERLAY DISTRICT WITH ATTACHED AND DETACHED SINGLE-FAMILY RESIDENTIAL USES NOT TO EXCEED 24 UNITS PER ACRE AND "H IDZ RIO-4 MC-1 AHOD" INFILL DEVELOPMENT ZONE MISSION HISTORIC RIVER IMPROVEMENT OVERLAY-4 ROOSEVELT AVENUE METROPOLITAN CORRIDOR OVERLAY AIRPORT HAZARD OVERLAY DISTRICT WITH ATTACHED AND DETACHED SINGLE-FAMILY RESIDENTIAL USES NOT TO EXCEED 24 UNITS PER ACRE.

**2013-09-19-0668**

Item Z-7. **ZONING CASE # Z2013175 (District 5):** An Ordinance amending the Zoning District Boundary from "I-2 AHOD" Heavy Industrial Airport Hazard Overlay District and "HE I-2 AHOD" Historic Exceptional Heavy Industrial Airport Hazard Overlay District to "IDZ" Infill Development Zone with uses permitted in "MF-40" Multi-Family District and "C-2" Commercial District on 1.491 acres out of Block 96, NCB 271, save and except Lot 22, Block 96, NCB 271; and "IDZ" Infill Development Zone with uses permitted in "MF-40" Multi-Family District on Lot 22, Block 96, NCB 271, with the "AHOD" Airport Hazard Overlay District and "HE" Historic Exceptional Overlay District remaining unchanged located on portions of the 500 Block of El Paso Street; the 700 Block of South Medina Street; and the 700 Block of South Frio Street. Staff recommends approval. Zoning Commission recommendation pending the September 17, 2013 public hearing.

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: 1.491 ACRES OUT OF BLOCK 96, NCB 271 TO WIT: FROM "I-2 AHOD" HEAVY INDUSTRIAL AIRPORT HAZARD OVERLAY DISTRICT AND "HE I-2 AHOD" HISTORIC EXCEPTIONAL HEAVY INDUSTRIAL AIRPORT HAZARD OVERLAY DISTRICT TO "IDZ" INFILL DEVELOPMENT ZONE WITH USES PERMITTED IN "MF-40" MULTI-FAMILY DISTRICT AND "C-2" COMMERCIAL DISTRICT ON 1.491 ACRES OUT OF BLOCK 96, NCB 271, SAVE AND EXCEPT LOT 22, BLOCK 96, NCB 271; AND "IDZ" INFILL DEVELOPMENT ZONE WITH USES PERMITTED IN "MF-40" MULTI-FAMILY DISTRICT ON LOT 22, BLOCK 96, NCB 271, WITH THE "AHOD" AIRPORT HAZARD OVERLAY DISTRICT AND "HE" HISTORIC EXCEPTIONAL OVERLAY DISTRICT REMAINING UNCHANGED.

**2013-09-19-0669**

Item Z-8. **ZONING CASE # Z2013169 (District 5):** An Ordinance amending the Zoning District Boundary from "MR AHOD" Military Reservation Airport Hazard Overlay District, "MI-2 S AHOD" Mixed Heavy Industrial Airport Hazard Overlay District with a Specific Use Authorization for an Airport, Non-Governmental and "C-3 AHOD" General Commercial Airport Hazard Overlay District to "C-3 AHOD" General Commercial Airport Hazard Overlay District on 15.732 acres out of Lot 2, Block 2, NCB 11304 located on a portion of 800 Quintana 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: 15.732 ACRES OUT OF LOT 2, BLOCK 2, NCB 11304 TO WIT: FROM "MR AHOD" MILITARY RESERVATION AIRPORT HAZARD OVERLAY DISTRICT, "MI-2 AHOD" MIXED HEAVY INDUSTRIAL AIRPORT OVERLAY DISTRICT AND "C-3 AHOD" GENERAL COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT TO "C-3 AHOD" GENERAL COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT.

**2013-09-19-0673**

Item Z-11. **ZONING CASE # Z2013157 (District 10):** 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 Lot 1, Block 5, NCB 16151 located at 11910 Nacogdoches 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 1, BLOCK 5, NCB 16151 TO WIT: FROM "R-6 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "C-2 AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT.

[CONSENT ZONING CONCLUDED]

### **ZONING ITEMS PULLED FOR INDIVIDUAL CONSIDERATION**

Item Z-6 was addressed at this time.

#### **CONTINUED TO OCTOBER 17, 2013**

Item Z-6. **ZONING CASE # Z2013159 CD (District 5):** An Ordinance amending the Zoning District Boundary from "NC AHOD" Neighborhood Commercial Airport Hazard Overlay District to "C-1 CD AHOD" Light Commercial Airport Hazard Overlay District with a Conditional Use for Motor Vehicle Sales allowing a fence up to six (6) feet in height along the front property line in accordance with Section 35-514 (d)(2)(D) of the Unified Development Code on Lots 9 and 10, Block 49, NCB 7982 located at 906 Berlin Avenue. Staff and Zoning Commission recommend denial.

John Jacks presented Item Z-6 and stated that staff and the Zoning Commission recommended denial. He reported that of 36 notices mailed; three were returned in favor and one was received in opposition.

Councilmember Gonzales moved to continue Item Z-6 until October 17, 2013. Councilmember Viagran seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Gonzales, Lopez, Medina, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** Saldaña and Nirenberg.

The City Clerk read the caption for Item 26:

#### **2013-09-19-0662**

Item 26. AN ORDINANCE WAIVING THE REQUIREMENTS OF SECTIONS 4-6(C) (1), 4-6(C) (2) AND 4-6(C) (3) OF THE CITY CODE AND AUTHORIZING A VARIANCE REQUEST TO SELL ALCOHOLIC BEVERAGES ON LOT 51, NCB A20, CURRENTLY ADDRESSED AS 1135 MISSION ROAD, FOR ON-PREMISE CONSUMPTION WITHIN THREE-HUNDRED FEET OF POR VIDA ACADEMY, A CHARTER HIGH SCHOOL LOCATED IN COUNCIL DISTRICT 3.

Councilmember Viagran stated that Por Vida Academy was making the request and was the only school in the area.

Mr. John Jacks stated that staff recommended approval with the following conditions: 1) This authorization shall not transfer to a land use not listed in the ordinance which is a proposed Bingo Parlor; 2) That such authorization shall terminate in the event of non-operation or non-use for a period

of twelve or more successive calendar months; and 3) The variance shall apply to only 0.138 of an acre out of NCB A-20, where the proposed bingo parlor will be developed.

Councilmember Viagran moved to adopt the proposed Ordinance with the three conditions read into the record by staff. Councilmember Taylor seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Gonzales, Lopez, Medina, Nirenberg, Chan, and Mayor Castro. **NAY:** None. **ABSENT:** Saldaña and Soules.

#### **2013-09-19-0664**

Item Z-1. **ZONING CASE # Z2013161 CD (District 1):** An Ordinance amending the Zoning District Boundary from "R-6 AHOD" Residential Single-Family Airport Hazard Overlay District to "R-6 CD AHOD" Residential Single-Family Airport Hazard Overlay District with a Conditional Use for a Professional Office on 0.075 of an acre out of Lot D, Block 35, NCB 1937 located on a portion of 1633 West Kings Highway. Staff and Zoning Commission recommend approval with conditions.

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: 0.075 OF AN ACRE OUT OF LOT D, BLOCK 35, NCB 1937 TO WIT: FROM "R-6 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "R-6 CD AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE FOR PROFESSIONAL OFFICE PROVIDED ANY CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

John Jacks presented Item Z-1 and stated that staff and the Zoning Commission recommended approval with the following conditions: 1) There shall be no exterior display or sign with the exception that a nameplate, not exceeding three square feet in area, may be permitted when attached to the front of the main structure; 2) No construction features shall be permitted which would place the structure out of character with the surrounding residential neighborhood; and 3) Business hours of operation shall not be permitted before 7:00 am or after 6:00 pm. He reported that of 22 notices mailed; one was returned in favor and none were received in opposition. He added that the Jefferson Neighborhood Association was in favor of the request.

Councilmember Bernal moved to adopt the proposed Ordinance. Councilmember Medina seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Gonzales, Lopez, Medina, Nirenberg, Chan, and Mayor Castro. **NAY:** None. **ABSENT:** Saldaña and Soules.

#### **POSTPONED UNTIL NOVEMBER 7, 2013**

Item Z-2. **ZONING CASE # Z2013154 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 a Professional Office on Lot, 1, Block 7, NCB 10006 located at 2802 Vance Jackson (also known as 275

Future Drive). Staff recommends approval with conditions. Zoning Commission recommends denial. (Continued from August 15, 2013)

John Jacks presented Item Z-2 and stated that staff recommended approval with the following conditions: 1) There shall be no exterior display or sign with the exception that a nameplate, not exceeding three square feet in area, may be permitted when attached to the front of the main structure; 2) No construction features shall be permitted which would place the structure out of character with the surrounding residential neighborhood; 3) Business hours of operation shall not be permitted before 7:00 am or after 6:00 pm and 4) A 6-foot tall solid screen fence shall be maintained where the subject property abuts single-family residential zoning or uses. He noted that the Zoning Commission recommended denial. He reported that of 30 notices mailed; 7 were returned in favor and three were returned in opposition.

Mayor Castro called upon the individuals registered to speak.

Christine Chemell addressed the City Council in opposition to the zoning request. She stated that the City Council had already approved a Community Plan for the Dellview Area and believed it should be maintained.

Gilbert Candia stated that he was a resident of the Dellview Neighborhood and was opposed to the zoning request. He showed photos of the area and noted that home occupied businesses were already allowed with the current zoning. He asked the City Council to maintain the Dellview Community Plan.

Sylvia Candia addressed the City Council in opposition to the zoning request. She stated that they had met with the property owner and had not come to an agreement. She expressed concern that the applicant did not live on the property and asked the City Council to vote no to the request.

Lisa Narvaez stated that she was the Applicant and spoke of personal issues that she has been experiencing. She noted that has been an Insurance Agent for 18 years and her goal has been to open her own business. She expressed concern with the treatment that she received from several members of the Dellview Neighborhood Association. She asked the City Council to support her zoning request.

Councilmember Bernal thanked everyone that spoke on said item. He stated that he understands the concerns of the Dellview Neighborhood Association but was hesitant to deny the request. He asked Ms. Narvaez of the prospect of the property being owner occupied. Ms. Narvaez replied that she was not sure. Councilmember Bernal stated that he would like to give the applicant the opportunity to determine if the property would be owner-occupied or to withdraw the request.

Mayor Castro asked if the property was built as a business. Ms. Narvaez replied that it was built as a residential home but had several entrances. Mayor Castro asked if it was her intention to run a business and live in the property. Ms. Narvaez replied that she would live there if her marriage did not work out.

Councilmember Bernal moved to postpone Item Z-2 until November 7, 2013. Councilmember Lopez seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Gonzales, Lopez, Medina, Nirenberg, Chan, and Mayor Castro. **NAY:** None. **ABSENT:** Saldaña and Soules.

**2013-09-19-0665**

Item Z-3. **ZONING CASE # Z2013173 CD S (District 3):** An Ordinance amending the Zoning District Boundary from "RM-4 AHOD" Residential Mixed Airport Hazard Overlay District and "R-6 AHOD" Residential Single-Family Airport Hazard Overlay District to "RM-4 CD AHOD" Residential Mixed Airport Hazard Overlay District with a Conditional Use for a Non-Commercial Parking Lot (on Lots 11 and 12, Block 14, NCB 9314), "R-4 CD AHOD" Residential Single-Family Airport Hazard Overlay District with a Conditional Use for a Non-Commercial Parking Lot (on Lot 4, Block 14, NCB 9314) and "R-4 CD S AHOD" Residential Single-Family Airport Hazard Overlay District with a Conditional Use for a Non-Commercial Parking Lot and a Specific Use Authorization for a Parking Lot Requiring Demolition of a Dwelling Unit (on Lot 3, Block 14, NCB 9314) on Lots 3, 4, 11 and 12, Block 14, NCB 9314 located at 414 Clamp Avenue, 227 and 231 Verne Street. Staff and Zoning Commission recommend approval with conditions.

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 3, 4, 11 AND 12, BLOCK 14, NCB 9314 TO WIT: FROM "RM-4 AHOD" RESIDENTIAL MIXED AIRPORT HAZARD OVERLAY DISTRICT AND "R-6 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "RM-4 CD AHOD" RESIDENTIAL MIXED AIRPORT HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE FOR A NON-COMMERCIAL PARKING LOT (ON LOTS 11 AND 12, BLOCK 14, NCB 9314), "R-4 CD AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE FOR A NON-COMMERCIAL PARKING LOT (ON LOT 4, BLOCK 14, NCB 9314) AND "R-4 CD S AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE FOR A NON-COMMERCIAL PARKING LOT AND A SPECIFIC USE AUTHORIZATION FOR A PARKING LOT REQUIRING DEMOLITION OF A DWELLING UNIT (ON LOT 3, BLOCK 14, NCB 9314) PROVIDED ANY CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

John Jacks presented Item Z-3 and stated that staff and the Zoning Commission recommended approval with the following conditions: 1) A 15-foot Type B landscape buffer shall be provided along property boundaries abutting single family residential zoning or uses; 2) All on-site lighting shall be directed onto the site and point away from any residential zoning or uses; 3) The parking lot shall be provided with a gate or other sufficient barrier against vehicle entry during the hours the facility served is closed; and 4) No advertising signs shall be permitted on the parking lot other than signs indicating the owner or lessee of the lot and to provide parking instructions. He reported that of 33 notices mailed; four were returned in favor and none were received in opposition.

Mayor Castro announced that there were no citizens registered to speak.

Councilmember Viagran moved to adopt the proposed Ordinance with the conditions presented by staff. Councilmember Medina seconded the motion.

The motion prevailed by the following vote: **AYES:** Taylor, Viagran, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** Bernal, Saldaña, and Gonzales.

Mayor Castro addressed Items P-2 and Z-9 jointly:

**2013-09-19-0670**

Item P-2. **PLAN AMENDMENT #13038 (District 7):** AN ORDINANCE AMENDING THE FUTURE LAND USE PLAN CONTAINED IN THE NEAR NORTHWEST COMMUNITY PLAN, A COMPONENT OF THE COMPREHENSIVE MASTER PLAN OF THE CITY, BY CHANGING THE 4.686 ACRE TRACT OF LAND LEGALLY DESCRIBED AS NCB 11571 BLOCK 28 LOT 21, LOCATED 210 FEET NORTHWEST OF THE INTERSECTION OF BANDERA ROAD AND BROADVIEW STREET, FROM MEDIUM DENSITY RESIDENTIAL TO REGIONAL COMMERCIAL. STAFF AND PLANNING COMMISSION RECOMMEND DENIAL OF THE REQUEST, APPROVAL OF THE ALTERNATE RECOMMENDATION OF COMMUNITY COMMERCIAL. (ASSOCIATED ZONING CASE: Z2013150 S)

**2013-09-19-0671**

Item Z-9. **ZONING CASE # Z2013150 S (District 7):** An Ordinance amending the Zoning District Boundary from "C-2 AHOD" Commercial Airport Hazard Overlay District to "C-2NA S AHOD" Commercial Nonalcoholic Sales Airport Hazard Overlay District with a Specific Use Authorization for a Bingo Parlor on Lot 21, Block 28, NCB 11571 located on a portion of the 100 Block of East Broadview Drive. Staff and Zoning Commission recommend approval, with conditions, pending the plan amendment. (Associated Plan Amendment Case #13038)

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 21, BLOCK 28, NCB 11571 TO WIT: FROM "C-2 AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT TO "C-2NA S AHOD" COMMERCIAL NONALCOHOLIC SALES AIRPORT HAZARD OVERLAY DISTRICT WITH A SPECIFIC USE AUTHORIZATION FOR A BINGO PARLOR PROVIDED ANY CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

Chris Looney presented Item P-2 and stated that it would amend the future land use plan contained in the Near Northwest Community Plan. He noted that staff and the Planning Commission recommended denial of the request but approval of the alternate recommendation of Community Commercial. He reported that for Item Z-9, staff and the Zoning Commission recommended approval with the following conditions: 1) A 20-foot building setback shall be maintained along the northern property line; 2) Egress onto East Broadview Drive shall be right-turn only; and 3) Driveways located along East Broadview Drive shall be closed from 9:00 pm to 8:00 am. He stated that of 22 notices mailed; none were returned in favor or in opposition.

Mayor Castro called upon Melanie Handowski to speak.

Ms. Melanie Handowski stated that she lived near the location and spoke in favor of the zoning request. She stated that the Neighborhood Association has not taken an official position but believed the applicants had addressed their concerns. She added that the property was an eyesore and believed that the Bingo Parlor would be a great investment.

Councilmember Medina expressed support for the zoning request and stated that he was pleased that the vacant property would become an investment.

Councilmember Medina moved to adopt the proposed Ordinances with the Community Commercial Designation and the following conditions: : 1) A 20-foot building setback shall be maintained along the northern property line in which no dumpsters or trash receptacles shall be kept; 2) Egress onto East Broadview Drive shall be right-turn only and will be enforced through the permitting process; 3) Driveways located along East Broadview Drive shall be closed from 9:00 pm to 8:00 am; 4) Landscaping shall be installed and maintained including irrigation as per the Landscape Ordinance; and 5) A 6-foot solid screen fence shall be installed along the entire length of the northern property line as per the site plan. Councilmember Nirenberg seconded the motion.

The motion prevailed by the following vote: **AYES:** Taylor, Viagran, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** Bernal, Saldaña and Gonzales.

**2013-09-19-0672**

Item Z-10. **ZONING CASE # Z2013170 HL (District 7):** An Ordinance amending the Zoning District Boundary from “R-5 AHOD” Residential Single-Family Airport Hazard Overlay District to “HL R-5 AHOD” Historic Landmark Residential Single-Family Airport Hazard Overlay District on Lot B, Block F, NCB 11436 located at 554 West Broadview 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 B, BLOCK F, NCB 11436 TO WIT: FROM "R-5 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "HL R-5 AHOD" HISTORIC LANDMARK RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT.

John Jacks presented Item Z-10 and stated that staff and the Zoning Commission recommended approval. He reported that of 29 notices mailed; none were returned in favor or in opposition. He noted that the Woodlawn Hills Neighborhood Association was in opposition. He added that the Historic Landmark Designation was initiated by the property owner.

Councilmember Medina asked how the designation would impact the surrounding homes. Shanon Miller replied that they had researched same and did not believe there was any discernible change to surrounding properties. She noted that it was a Log Cabin Home built in 1755 in Virginia and relocated to San Antonio. Councilmember Medina stated that he was pleased that there would not be a negative impact to surrounding homes.

Councilmember Medina moved to adopt the proposed Ordinance. Councilmember Bernal seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** Saldaña and Gonzales.

**2013-09-19-0674**

Item Z-12. **ZONING CASE # Z2013167 S (District 10):** An Ordinance amending the Zoning District Boundary from "C-2 MC-3 AHOD" Commercial Austin Highway/Harry Wurzbach Metropolitan

Corridor Overlay Airport Hazard Overlay District to "C-2 S MC-3 AHOD" Commercial Austin Highway/Harry Wurzbach Metropolitan Corridor Overlay Airport Hazard Overlay District with a Specific Use Authorization for a Carwash on 0.779 of an acre out of Lots 31 and 32, Block A, NCB 8695 located on a portion of the 1300 block of Austin Highway. Staff and Zoning Commission recommend approval. (Continued from September 5, 2013)

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: 0.779 OF AN ACRE OUT OF LOTS 31 AND 32, BLOCK A, NCB 8695 TO WIT: FROM "C-2 MC-3 AHOD" COMMERCIAL AUSTIN HIGHWAY/HARRY WURZBACH METROPOLITAN CORRIDOR OVERLAY AIRPORT HAZARD OVERLAY DISTRICT TO "C-2 S MC-3 AHOD" COMMERCIAL AUSTIN HIGHWAY/HARRY WURZBACH METROPOLITAN CORRIDOR OVERLAY AIRPORT HAZARD OVERLAY DISTRICT WITH A SPECIFIC USE AUTHORIZATION FOR A CARWASH PROVIDED ANY CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

John Jacks presented Item Z-12 and stated that staff and the Zoning Commission recommended approval. He reported that of 14 notices mailed; four were returned in favor and none were received in opposition.

Ashley Farrimond of Kaufman and Killen presented a revised Site Plan to the City Council.

Councilmember Soules moved to adopt the proposed Ordinance with the Amended Site Plan presented by Ashley Farrimond. Councilmember Medina seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** Saldaña and Gonzales.

**ADJOURNMENT**

There being no further discussion, Mayor Castro adjourned the meeting at 2:55 pm.

**APPROVED**

**JULIÁN CASTRO**  
MAYOR

Attest:

**LETICIA M. VACEK, TRMC/MMC**  
City Clerk