

**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, October 29, 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

1. The Invocation was delivered by Reverend Robert Arevalo, Senior Pastor, Grace Tabernacle Church, guest of Councilmember Rebecca J. Viagran, District 3.
2. Mayor Taylor led the Pledge of Allegiance to the Flag of the United States of America.
3. Approval of Minutes for the Regular City Council Meetings of September 30 - October 1, 2015.

Councilmember Warrick moved to approve the Minutes for the Regular City Council Meetings of September 30-October 1, 2015. Councilmember Gallagher seconded the motion. The motion prevailed by the following vote:

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

POINT OF PERSONAL PRIVILEGE

Councilmember Treviño referenced an article in Nature Conservancy Magazine regarding the Bracken Bat Cave and recognized Councilmember Nirenberg for his efforts to preserve the property and keep it from development. Councilmember Lopez also commended Councilmember Nirenberg for his work. Councilmember Nirenberg thanked everyone for the recognition and stated that it was the one-year anniversary of the acquisition of the property. He thanked the voters of San Antonio that continually support the One-Eighth Cent Tax Initiative.

ACTION ITEMS FOR STAFF BRIEFING

City Clerk Vacek read the caption for Item 4:

2015-10-29-0910

4. An Ordinance authorizing a contract with TASER International, Inc. for an initial five year term with options to extend for three additional one year terms to provide the San Antonio Police Department with a Body Worn Camera Technology Solution in an amount up to \$16,616,950.52 for approximately 2,200 body camera systems over a two year deployment cycle that includes hardware, storage requirements, training and expert testimony funded from the previously awarded U.S. Department of Justice, Bureau of Assistance Grant and the FY 2016 General Fund. [Erik Walsh, Deputy City Manager; William McManus, Chief of Police]

Chief McManus presented a Power Point and stated that they had installed Coban In-Car Video Systems in all San Antonio Police Department (SAPD) Vehicles in 2010. He noted that they had implemented the Body-Worn Camera Pilot Program in 2014 and the cameras were tested from March through September. He stated that after the Final Report was provided in January; the City Council directed staff to move forward with the Body-Worn Camera Program. He reported that a solicitation for Body-Worn Cameras was released in April 2015 with 9 Vendors responding. He stated that interviews were conducted in June 2015 and that TASER International, Inc. was selected in July 2015. He explained that training would be implemented in November and Phase I Deployment would begin in December with Bike Patrol and Park Police. He noted that Phase II would begin in 2016 with East, West, Central, South and North Patrol Divisions. He added that Phase III would begin in 2017 and would equip the Investigative Units. He reported that \$3 Million was included in the General Fund in FY 2016 and that they had received a grant in the amount

of \$1 Million from the U.S. Department of Justice.

Chief McManus outlined the Terms of Agreement in which they would purchase and deploy 2,200 cameras over 20 months. He stated that they would utilize subscription pricing based on the cost per Officer-Deployed Camera. He noted that the base cost included the camera, docking/charging station, and subscription for the software to manage video. He mentioned that the U.S. Department of Justice had released 37 recommendations on the development of Body-Worn Camera Policies and Practices. He stated that Senate Bill 158 enacted statutes relating to the use of Body-Worn Cameras by Texas Law Enforcement Agencies. He noted that SAPD had contributed to the development of the new law and was assisting the Texas Commission on Law Enforcement (TCOLE) in developing required statewide minimum standards for Body Camera Policies. He added that the SAPD General Manual would meet all recommendations and requirements under State Law and that staff recommended approval of the contract.

Mayor Taylor called upon the citizens registered to speak.

Jack M. Finger addressed the City Council and stated that Body-Worn Cameras would help the Police Department. He asked who would be in charge of editing the camera recordings and if there was a State Statute to address same.

Two Bears addressed the City Council in opposition to the Body-Worn Cameras and expressed concern with using taxpayer dollars to monitor police brutality.

Nazirite Ruben Flores Perez also addressed the City Council and expressed support for the Body-Worn Cameras.

Mayor Taylor spoke to said item and stated that she was pleased they would be moving forward with the Body-Worn Cameras. She thanked Councilmember Viagran and the Public Safety Council Committee for their work in vetting the program. She asked of the training that would be provided to Police Officers. Chief McManus replied that they would implement a Train the Trainer Program and that each Officer would be required to attend a 4-hour block of training. Mayor Taylor recommended that SAPD provide information to the public regarding what they should expect in regard to Body-Worn Cameras. She asked how changing technology would impact the contract. Chief McManus replied that they would receive upgraded technology as soon as it became available.

Councilmember Saldaña recognized Anthony Treviño for his work and asked of the retention of the video. Chief McManus responded that the retention schedule of the video was based on the incident. He noted that they had worked out the retention schedules in

partnership with the District Attorney's Office. Councilmember Saldaña expressed his support and stated that he was pleased that San Antonio would be a model for others to emulate.

Councilmember Viagran expressed her support and stated that San Antonio was a national leader in this regard. She asked who had served on the Evaluation Committee. Chief McManus replied that a total of 7 staff from the Police Department and City Manager's Office had served on the Evaluation Committee. Councilmember Viagran stated that the initiative would provide the Police Department with the best equipment they need and keep San Antonio at the forefront in transparency and accountability.

Councilmember Gallagher noted a spike in violent crime in the larger metropolitan areas of the U.S. and asked why that was occurring. Chief McManus stated that he had just returned from a Major City Chief's Conference in Chicago and it was a topic of discussion but no one could come up with a logical answer. Councilmember Gallagher expressed his support for the Body-Worn Cameras noting that they were important for the protection of citizens and the Police Department.

Councilmember Lopez asked of the subscription, storage and management fee. Hugh Miller stated that each camera would have three Gigabytes of storage per day and the city would have the ability to access the data. He noted that it would be tagged with metadata included as it was transferred to the data centers. Councilmember Lopez asked of the \$16.6 Million cost. Mr. Erik Walsh responded that it was the cost for the full eight year contract. Councilmember Lopez asked if they would maintain the threshold of 66% of the General Fund Budget. Mr. Walsh stated that they would and that the funding for FY 2016 and 2017 had been included in the budget. He indicated that future funding would have to be built in. Councilmember Lopez expressed his support and stated that he believed it would be a good investment over time. He stated that they should be conscious of the amount of money being spent; especially if the Public Safety Budget would remain at 66% of the General Fund.

Councilmember Medina asked if was more cost-effective to purchase all 2,200 cameras at once. Mr. Miller replied that they would not purchase all the cameras at once. He stated that they would begin with 251 cameras and had a schedule for purchases over the 20-month period. Councilmember Medina asked how the cameras would be deployed. Chief McManus replied that they would be deployed within the East Patrol Area first and then West, Central, South, Prue and North. He stated that it was based on the number of complaints received. Councilmember Medina asked of extra cameras. Chief McManus stated that they would have a number of extra cameras in case a replacement was needed.

Councilmember Nirenberg recognized Anthony Treviño for his work on the initiative and thanked Congressman Joaquin Castro for the additional grant funding for the program. He asked of the transfer of the video from the device to the City and then to its ultimate destination. Mr. Miller explained that the device had encrypted storage and a secure socket layer connection to Evidence.com which was the Management Authority. Councilmember Nirenberg stated that this was not the cure all but was pleased that San Antonio continued to be the model for other cities.

Councilmember Warrick thanked everyone that helped move the Body-Worn Cameras Program forward. He asked if the Body-Worn Cameras would be connected to the Vehicle Cameras. Anthony Treviño responded that they would not be connected during initial deployment but was a technology they hoped to incorporate in the future. Councilmember Warrick asked of the battery life. Mr. Miller responded that the batteries were expected to last all day and if there were issues with the batteries; they would be addressed through the support agreement. Councilmember Warrick asked if the cameras were turned on automatically. Chief McManus replied that there were triggers that would turn on the cameras and that they could also be turned on manually. Councilmember Warrick asked if the implementation could be done in less than 20 months. Chief McManus replied that it was based on training requirements. Mr. Walsh added that they would have to factor in the time needed for infrastructure improvements and equipment. Councilmember Warrick asked who would be utilizing the cameras. Chief McManus replied that they would issue them to Sergeants and Police Officers and were still finalizing the policy on same. Councilmember Warrick stated that he was pleased that they would be implemented on the East Side of the City in the Promise Zone.

Councilmember Gonzales asked of the \$16.6 Million over the next 8 years and allocating funds while still negotiating the Police Contract. Mr. Walsh explained that there were no additional funds that needed to be added in 2016 or 2017 and that a total of \$16.6 Million would only be spent if the three-year extensions to the contract were approved. Councilmember Gonzales asked of the new employees that would be added for technology purposes. Mr. Walsh stated that those positions were approved within the recently adopted FY 2016 Budget. Councilmember Gonzales asked if the employees could perform other work. Mr. Walsh replied that they would have to review their workload and monitor same.

Councilmember Krier asked how data would be erased. Mr. Miller stated that there were mechanisms that could be used to overwrite the data. Councilmember Krier asked of the possibility of hacking into same. Mr. Miller stated that there were many tools in place to help prevent that to include Global Data Storage in which data would be scattered and not stored in one place. Councilmember Krier asked how they would access older records without the proper devices. Mr. Miller noted that as part of the contract they would have

the ability to retrieve the videos and that the information must be in a non-proprietary format.

Councilmember Saldaña asked if a Police Officer had the discretion to turn off the video. Chief McManus replied that they could do so in certain circumstances such as talking to confidential informants but could not do so when having an encounter with a citizen. Councilmember Saldaña asked of the consequences of not having a video specifically when a complaint has been made. Chief McManus stated that they would ask why the Officer failed to turn on the recording and if it was turned off against policy; they would begin the disciplinary process.

Councilmember Warrick asked if school districts were included in the purchase and if they had been contacted about providing Body-Worn Cameras for the Officers in the Schools. Anthony Treviño stated that they could utilize the contract to purchase cameras.

Mayor Taylor stated that they should embrace this new technology as an added measure in relation to the full complement of activities related to Policing and strengthening the relationship between the community and Police. She added that it would be important to continue monitoring activities and thanked everyone for their work.

Councilmember Viagran moved to adopt the proposed Ordinance for Item 4. Councilmember Saldaña seconded the motion. The motion prevailed by the following vote:

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

CONSENT AGENDA ITEMS

Items 9B, 11, 13, and 14 were pulled for Individual Consideration. Councilmember Warrick moved to approve the remaining Consent Agenda Items. Councilmember Treviño seconded the motion.

Mayor Taylor called upon Mr. Jack M. Finger to speak.

Mr. Jack M. Finger asked why a Caseworker and Health Professional were being added to the Building Standards Board (Item 13). He expressed support for the amendment of the Unified Development Code to revise the Historic Designation Process and revise the penalties for demolition of historic structures by neglect (Item 14). He expressed concern with the funding for Security Service Federal Credit Union (Item 25).

Faris Hodge, Jr. submitted written testimony in favor of Items 4, and 6-12A.

The motion prevailed by the following vote:

AYE: 9 - Mayor Taylor, Treviño, Warrick, Viagran, Saldaña, Medina, Nirenberg, Krier and Gallagher

ABSENT: 2 - Gonzales and Lopez

2015-10-29-0911

5. An Ordinance authorizing an amendment to a contract with Silsbee Ford to provide 118 2016 Ford Police Interceptor Utility All Wheel Drive replacement vehicles for the San Antonio Police Department for a total cost of \$3,161,574.00 for this amendment, funded from the Equipment Renewal and Replacement Fund. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Director, Finance]

2015-10-29-0912

6. An Ordinance accepting an offer from Siddons-Martin Emergency Group, utilizing the HGAC cooperative contract, to provide two replacement Velocity Aerial Platform Trucks for the San Antonio Fire Department for a total cost of \$2,335,106.00, funded from the Equipment Renewal and Replacement Fund. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Director, Finance]

2015-10-29-0913

7. An Ordinance accepting the bid from Gulf Coast Paper Company to provide City Departments with the purchase and delivery of janitorial paper products for an estimated cost of \$385,000.00 annually, funded from the General Fund. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Director, Finance]

2015-10-29-0914

8. An Ordinance authorizing the following contracts establishing unit prices for goods and services for an estimated annual cost of \$909,000.00: (A) Tamez Refrigeration and Air Conditioning for appliance repair for the San Antonio Fire Department, (B) Vulcan Construction Materials, LLC for asphalt material-patching mixture, and (C) Environmental Systems Research Institute for Amendment six for a three year renewal of the ESRI license. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Director, Finance]
9. Consideration of the following two items relating to the Callaghan Road - IH 410 to Spur 421 (Bandera Road) Project, a 2012 - 2017 Bond Program funded Project in Council District 7: [Peter Zaroni, Deputy City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]

2015-10-29-0915

- 9A. An Ordinance for the 2012-2017 Bond and federally funded Callaghan Road Project, awarding a construction contract in the amount of \$15,385,582.53 to Harper Brothers Construction, LLC of which \$2,000,351.03 will be reimbursed by San Antonio Water System, and \$571,217.40 will be reimbursed by CPS Energy located in Council District 7. [Peter Zanoni, Deputy City Manager, Mike Frisbie, Director, Transportation & Capital Improvements]

2015-10-29-0917

10. An Ordinance authorizing a Joint Use Agreement between the City of San Antonio and the San Antonio Water System (SAWS) to allow SAWS within the Northwoods Subdivision in Council District 9 to construct an odor control station on two areas within a City owned public drainage easement and accepting a \$500.00 processing fee payment from SAWS. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation and Capital Improvements]

12. Consideration of the following two items related to the Routine Airport Maintenance Program with the Texas Department of Transportation (TXDOT) at Stinson Municipal Airport: [Carlos J. Contreras III, Assistant City Manager; Frank Miller, Director, Aviation]

2015-10-29-0919

- 12A. An Ordinance authorizing the reimbursement of up to \$50,000.00 for an annual grant from TXDOT as part of the Routine Airport Maintenance Program at Stinson Municipal Airport for FY 2016.

2015-10-29-0920

- 12B. An Ordinance authorizing the expenditure of the FY 2015 Routine Airport Maintenance Program grant funds for the Terminal Office Space Build-Out project.

15. 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 Tenna Florian (District 1) to the Citizens' Environmental Advisory Committee.

B) Reappointing Ella D. Gordon (District 10) to the City/County Joint Commission on Elderly Affairs.

C) Appointing Margaret R. Kanyusik (District 10) to the San Antonio Arts Commission.

D) Appointing Ruben R. Perales, Jr. (District 6) and reappointing John Alvarez (District 10) to the SA2020 Commission on Strengthening Family Well-being.

E) Reappointing Iza L. Ramirez (District 10) to the City Commission on Veterans Affairs.

F) Reappointing Christopher C. Garcia (District 8) to the Zoning Board of Adjustment.

G) Appointing Ivan Placencia (Mayoral) and reappointing Josephine P. Garza (Mayoral) to the San Antonio Youth Commission.

H) Appointing Cecilia G. Garcia (Mayoral) to the Zoning Commission.

I) Appointing Sheila D. Anderson (Mayoral) and reappointing Michael A. Moczygamba (Mayoral) and David Rodriguez (Mayoral) to the Office of Urban Redevelopment - OUR-SA and SAAH for the remainder of unexpired terms of office to expire December 16, 2016.

J) Reappointing Judy A. Cruz (Mayoral) to the San Antonio Public Library Board of Trustees for the remainder of an unexpired term of office to expire September 30, 2016.

2015-10-29-0923

16. An Ordinance appointing Emily Calderon Galdeano (Mayoral) to the SA2020 Commission on Education 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]

2015-10-29-0924

17. An Ordinance authorizing the ratification of an amendment to a professional services agreement with Himjar, LLC dba VIP Staffing to extend the termination date to May 31, 2015 and increase the contract value to the amount of \$54,343.13 for temporary plumbers for the San Antonio Airport System. [Carlos J. Contreras III, Assistant City

Manager; Frank Miller, Director, Aviation]

2015-10-29-0925

18. An Ordinance authorizing the settlement of a lawsuit styled Esmeralda Trevino v. City of San Antonio, Cause No. 2013-CI-16646 pending in the 224th Judicial District Court, Bexar County, Texas in an amount up to \$100,000.00 paid from the Self-Insurance Liability Fund. [Martha G. Sepeda, Acting City Attorney]

2015-10-29-0926

19. An Ordinance authorizing the settlement of a lawsuit styled Rogers Shavano Ranch, Ltd, et al v. City of San Antonio, 131st Judicial District Court Cause No. 2006-CI-14306, Fourth Court of Appeals Nos. 04-11-00871 and 04-11-00872. [Martha G. Sepeda, Acting City Attorney]

2015-10-29-0927

20. An Ordinance approving the appointments to the Workforce Solutions Alamo Board of Directors as recommended by the Committee of Six on September 23, 2015 and consensus of said members for submission to the Texas Workforce Commission. [Lori Houston, Assistant City Manager; Rene Dominguez, Director, Economic Development]

2015-10-29-0928

21. An ordinance authorizing the extension of line-of-duty injury leave for San Antonio Fire Engineer Martin Conner. [Erik J. Walsh, Deputy City Manager; Charles N. Hood, Fire Chief]

2015-10-29-0929

22. An Ordinance authorizing the extension of line-of-duty injury leave for San Antonio Fire Engineer Richard Ortiz. [Erik J. Walsh, Deputy City Manager; Charles N. Hood, Fire Chief]

2015-10-29-0930

23. An Ordinance authorizing the issuance of a letter of approval for Alianza Ambulance, Inc. in connection with its application to the Department of State Health Services for a license to operate an emergency medical service in the City of San Antonio. [Erik J. Walsh, Deputy City Manager; Charles N. Hood, Fire Chief]

2015-10-29-0931

24. An Ordinance approving a contract with Dearborn National Life Insurance Company, in an estimated annual amount of \$1,555,474.00, to provide Group Basic Term Life, Accidental Death and Dismemberment (AD&D), and Voluntary Term

Life Insurance coverage under the City's Self-Funded Health Benefits Program, for a term of three (3) years, with two renewal terms of one year each at the City's option. [Ben Gorzell, Chief Financial Officer; Lori Steward, Director, Human Resources]

25. Consideration of the following items related to the development of the Security Service Federal Credit Union Headquarters, located in Council District 8: [Carlos Contreras, Assistant City Manager; Mike Frisbie, Director, Transportation & Capital Improvement]

2015-10-29-0932

- 25A. An Ordinance authorizing the execution of an Interlocal Agreement with Bexar County and accepting \$817,000.00 from Bexar County Storm Water Quality Funds for Public Infrastructure and Water Quality Improvements for engineering and construction related costs for the Regional Drainage and Water Quality Public Infrastructure Improvements associated with the development of the SSFCU Headquarters.

2015-10-29-0933

- 25B. An Ordinance authorizing the execution of a Developer Participation Agreement with Security Service Federal Credit Union (SSFCU) and authorizing \$817,000.00, payable to SSFCU, for the Regional Drainage and Water Quality Public Infrastructure Improvements associated with the development of the SSFCU Headquarters.

CONSENT ITEMS CONCLUDED

ITEMS PULLED FOR INDIVIDUAL CONSIDERATION

City Clerk Vacek read the caption for Item 9B:

2015-10-29-0916

- 9B. An Ordinance for the 2012 -2017 Callaghan Road Bond Project, authorizing the acquisition, through negotiation or condemnation, of approximately 0.6966 acres for interests in land sufficient for Project purposes in a portion of 43 parcels of privately-owned real property along Callaghan Road between Loop 410 and Bandera Road in Council District 7 and declaring the Project to be a public use project for the acquisition and authorizing expenditures not to exceed \$850,000.00, payable to the selected title company, for land, relocation, litigation expenses and associated title fees. [Peter Zaroni, Deputy City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]

Councilmember Medina asked if the action would allow construction to move forward as part of the 2012 Bond Program. Mr. Razi Hosseini confirmed that they could move forward and stated that they would be meeting with the community before construction began.

Councilmember Medina moved that the City of San Antonio authorize the use of the power of eminent domain to acquire right-of-way, temporary construction easements, permanent easements and drainage easements interest for a public use project for the Callaghan Road (Evers Road to Centerview Drive) Project relating to the property described by the City Clerk and incorporated as part of this Motion. Councilmember Lopez seconded the motion.

City Clerk Vacek read the property description: The 43 parcels of land consist of a combined total of .6996 acres for right-of-way, temporary construction easements, permanent easements and drainage easements, all out of New City Blocks 11544, 11608, 12283, 14109, 14113, 16069 and 16070, Real Property Records of Bexar County, Texas. These properties are depicted in Exhibit A and more particularly described in Exhibits B1-B41 attached and incorporated to the Ordinance as part of this Motion.

The motion prevailed by the following vote:

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

City Clerk Vacek read the caption for Item 11:

2015-10-29-0918

- 11.** An Ordinance authorizing award of two leases in La Villita to Art on Main and to Marisol DeLuna New York LLC for five year terms. [Lori Houston, Assistant City Manager; John Jacks, Interim Director, Center City Development & Operations]

John Jacks stated that staff recommended approval of the two leases in La Villita and that Marisol DeLuna was present to provide additional information about her concept.

Mayor Taylor recognized Marisol DeLuna. Ms. DeLuna stated that she would be operating a Working Artist Studio and Gallery at La Villita. She spoke of the Marisol DeLuna Foundation that was a 501(c)3 Foundation that would support the education and mentoring of students and designers in fashion and design arts. She noted that a portion of the funds from retail sales would be used to support the Foundation. Mayor Taylor stated that she was excited about the project and investment in the community.

Mayor Taylor called upon the citizens registered to speak.

Ms. Maria Torres from The Coaguitea Indian First Tribe Nation spoke in opposition to the leases in La Villita. She expressed concern that retail shops were being operated in a sacred burial ground that was religious to their Tribe. She noted further concerns that her children would not know the History of the site.

Mayor Taylor stated that San Antonio was extraordinary in regard to the melding of ethnicities and cultures. She noted that they had done a good job in protecting sites that reflect History and adapting them to the changing times and using them. She added that she was pleased that Ms. DeLuna was returning to San Antonio and making a great investment.

Councilmember Treviño stated that San Antonio was a diverse and inclusive community and that everyone in San Antonio should feel that they belong. He thanked Ms. DeLuna for the mentoring and educational opportunities that would be provided as well as City Staff for their work.

Councilmember Viagran asked of the status of all of the leases at La Villita. Mrs. Lori Houston stated that there were three buildings remaining to be leased and that they would utilize the spaces for Pop-Up Shops until permanently leased. Councilmember Viagran asked if the History of La Villita was being incorporated into the design of the area. Mrs. Houston stated that they were implementing Wayfinding and Marketing Efforts as well as creating more connectivity with Hemisfair.

Councilmember Krier asked if the City had considered leasing all of La Villita to a private sector operator. Mrs. Houston replied that a study had been conducted several years ago that discussed leasing it out but felt that the City could continue to operate it as it was working well. Councilmember Krier stated that it was not the City's Core Mission to be operating retail and art shops and felt the private sector would do a better job. He stated that he could not support the item.

Councilmember Treviño moved to adopt the proposed Ordinance for Item 11. Councilmember Warrick seconded the motion. The motion prevailed by the following vote:

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

NAY: 1 - Krier

City Clerk Vacek read the caption for Item 13:

2015-10-29-0921

13. An Ordinance amending Chapter 6, Buildings, Article VIII, Sections 6-155.1(a), 6-158(b), and 6-159 of the City Code, to change requirements for Board membership and to amend duties of the Director and the Building Standards Board relative to designated structures; and also amending Chapter 35, Unified Development Code, to revise the criteria for unreasonable economic hardship in cases seeking demolition of historic landmarks. [Erik Walsh, Deputy City Manager; Lori Houston, Assistant City Manager; Roderick Sanchez, Director, Development Services; Shanon Miller, Director, Office of Historic Preservation]

Rod Sanchez highlighted changes to Chapter 6 of the City Code noting that they had been vetted through a number of Committees and the City Council and had been initiated through a Council Consideration Request (CCR) from Councilmember Treviño. He stated that they would provide additional time for hardship cases before demolition of their homes. He noted that they would also amend the makeup of the Building Standards Board (BSB) to include Architects, Engineers, General Contractors, Healthcare Professionals, Retired People, and Veterans. He mentioned that cases involving Historically Significant Structures would be presented to the full BSB instead of only a panel. He added that they were establishing a Stabilization Fund to help stabilize some of the structures. He stated that the revisions to the BSB would be effective in February 2016.

Mayor Taylor called upon the citizens registered to speak.

Susan Sheeran addressed the City Council in support of the ordinance and commended Councilmember Treviño for his work on said item. She stated that decisions should not be made so quickly and urged the City Council to vote in favor of the amendments.

Tom Heger and Bob Comeaux addressed the City Council in support of the amendments. Mr. Comeaux recognized Mr. Miguel Calzada who had inspired them to initiate the changes due to the hardships he faced with his home. He recognized the many individuals on the "Save Miguel's Home" Team and noted that this action was a step in the right direction to helping citizens. He recognized Guadalupe Calzada who passed away last month and urged the City Council to vote in support of the ordinance. Mr. Heger added that he was pleased with the collaborative partnership and thanked everyone for their work and support.

City Clerk Vacek read a letter of support from Leonard B. Rodriguez, President of the Westside Development Board. Mr. Rodriguez wrote that the changes would help the community-at-large; especially the elderly and the Veterans of the West Side of San Antonio. He wrote that they were prepared to partner with the City on the initiative by

offering support services and resources to affected homeowners.

Councilmember Treviño thanked everyone that worked on the initiative and stated that it was compassionate, fair, and equitable. He recognized Mr. Miguel Calzada and the community that has come together to save his home. He stated that he was grateful for the collaborative effort.

Councilmember Viagran asked of the number of years that a family would have to have lived in the home. Mr. Sanchez replied that they were looking for individuals with hardships or disabilities that had been in their home for 20 years or more. Councilmember Viagran stated that these issues occurred throughout the city and was pleased that the community had come together.

Councilmember Gallagher stated that this was a great initiative and thanked Councilmember Treviño for his leadership. He asked of the verbiage stating that an additional nine months could be granted before demolition or the Director of Development Services could grant additional time. Mr. Sanchez replied that they had included it as a guideline but were required to evaluate each structure on a case-by-case basis. He stated that they would provide an additional nine months but could provide more or less if needed. Councilmember Gallagher asked if a property owner from another state could apply for a hardship case. Mr. Sanchez replied that they could not and that it was limited to someone that lived in that home that had a hardship. Councilmember Gallagher asked of the rationale for including Social Workers, Healthcare Professionals, and Retired Persons on the BSB. Mr. Sanchez replied that it was recommended by Councilmember Treviño but noted that it would add balance to the Board. He stated that these individuals had an understanding of individuals with hardships and could provide a good perspective.

Councilmember Nirenberg recognized Councilmember Treviño for his efforts and stated that this was the right thing to do. He stated that the entire city and future generations would benefit from the amendments.

Councilmember Krier thanked Councilmember Treviño and Mr. Comeaux for their leadership and efforts on the initiative. Councilmember Saldaña also thanked Councilmember Treviño for his leadership and recognized Mr. Calzada whose case helped guide policy.

Councilmember Gonzales thanked everyone involved and stated that this issue had come up several times in District 5. She added that she hoped that the ordinance would help those in most need.

Councilmember Warrick thanked all of the parties involved and asked of the Historic Housing that was renter occupied. Mr. Sanchez replied that the ordinance applied to owner occupied homes with a hardship. Councilmember Treviño added that they were looking at a more thoughtful BSB and more connection with the Historic Design and Review Commission (HDRC). He stated that this was a step in the right direction to protect Historic Homes. Councilmember Warrick noted concerns that many Historic Homes were not located in Historic Districts. Mr. Sanchez noted that demolition was a tool of last resort and would do everything they could prior to reaching that level. Councilmember Warrick commended Councilmember Treviño for his leadership and everyone involved for their work.

Councilmember Treviño read letter of support from David Adelman noting that he was supportive of the changes to the BSB and revising the criteria for unreasonable hardship in cases seeking demolition of Historic Landmarks. He wrote that as a Developer of new housing stock in the central city, he welcomed ways to preserve existing housing stock and empower as many people as possible to stay in their homes.

Councilmember Treviño moved to adopt the proposed Ordinance for Item 13. Councilmember Warrick seconded the motion. The motion prevailed by the following vote:

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

City Clerk Vacek read the caption for Item 14:

2015-10-29-0922

- 14.** An Ordinance amending Chapter 35, Unified Development Code, of the City Code of San Antonio, Texas to revise the Historic District Designation process and to revise the penalties for demolition of historic structures by neglect. [Lori Houston, Assistant City Manager; Shanon Miller, Director, Office of Historic Preservation]

Shanon Miller presented a summary of the revisions to the Historic Designation Process noting that they were initiated through a CCR from Councilmember Warrick. She stated that the item had been presented to the City Council at a B Session and that the HDRC and Zoning Commission had endorsed the changes. She outlined the changes noting that they would include revisions to the Initiation Threshold, Voting Process, and Application Life, as well as clarify the demolition policy and when it applies. She explained that currently, only 30% of property owners could initiate the Historic Designation Process. She stated that the application could be generated by proponents and was valid for two years. She noted that the revised process would require support from 51% of the property owners to

initiate the Public Hearing Process. Additionally, a form will be generated by the city and mailed to property owners. She added that the application would now only be valid for one year instead of two but could be re-submitted.

Mrs. Miller spoke of the Demolition Process noting that there were two processes by which a Designated Historic Structure could be demolished; Owner Initiated or Code Initiated. She stated that there was a penalty in the Unified Development Code for demolition that occurs due to neglect in which permits cannot be pulled for five years from the date of demolition. She noted that the penalty was in place to safeguard Historic Properties and intended to apply in most extreme cases. She stated that staff recommended clarifying the language related to the penalty as follows: 1) Require that least two notices be sent to the property owner; 2) Require two Municipal Court Dispositions; and 3) Documented consultation with the property owner.

Councilmember Warrick thanked staff for their work and stated that this would add transparency to the process. He stated that this was a great step moving forward and that he looked forward to a Downtown with more Historic Districts.

Councilmember Warrick moved to adopt the proposed Ordinance for Item 14. Councilmember Treviño seconded the motion. The motion prevailed by the following vote:

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

26. City Manager's Report.

A. United Way Update

Mrs. Sculley reported that the 2015 United Way "Changing Lives" Charitable Campaign began on August 14, 2015 and concluded at the end of September. She stated that the City of San Antonio was a United Way Pace Setter Organization which meant that they started earlier than other campaigns and set the pace for the community. She noted that the 2015 Campaign marked four years in a row that the City Organization raised \$1,000,000 and that the City Campaign was the only Public Sector Campaign to be a part of the Million Dollar Club. She highlighted other Million Dollar Campaigns: 1) Valero Energy; 2) Nustar; 3) HEB; 4) USAA; and 5) Zachry Holdings. She reported that the Charitable Campaign raised \$1,138,278.33 which exceeded the City Goal by over \$100,000. She stated that over 6,000 Employees contributed to the Campaign which represented 56% participation and included both Civilian and Uniform Employees. She thanked this year's City Chair, Debbie Racca-Sittre, Assistant Director for TCI and all of the City Department Coordinators. She stated that the dollars raised would be a big help to the community of was proud of the

record setting year in 2015.

Mayor Taylor thanked the City Employees for their generosity and participation in the United Way Campaign.

ADJOURNMENT

There being no further discussion, Mayor Taylor adjourned the meeting at 11:37 am.

APPROVED

IVY R. TAYLOR
MAYOR

ATTEST:

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