

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



**DRAFT**

**Meeting Minutes  
City Council B Session**

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

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**Wednesday, April 16, 2014**

**2:00 PM**

**Municipal Plaza Building**

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The City Council of San Antonio convened in the “B” Room of the Municipal Plaza Building at 2:00 pm with the following Councilmembers present: Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Nirenberg, Krier, Gallagher, and Mayor Castro. ABSENT: Medina. Mrs. Vacek announced that Councilmember Medina was on Temporary Duty Military Assignment with the United States Air Force.

1. Staff briefing and update on the status of Commercial Recycling Program Strategies, one of the three approved goals within the City Council Adopted Recycling and Resource Recovery Plan. [Peter Zanoni, Deputy City Manager; David W. McCary, Director, Solid Waste Management]

David McCary presented on Commercial Recycling Initiatives. He stated that in June 2014, City Staff would begin meeting with Business Stakeholder Groups to measure current Commercial Recycling and Waste Diversion Activities in San Antonio. He noted that they would also discuss future Commercial Recycling Practices and Programs. He indicated that staff would present results of Stakeholder Group Meetings to the City Council in FY 2015.

Mr. McCary outlined the Residential Services provided of Weekly Curbside Garbage and Recycling Collection, Semi-Annual Curbside Brush and Bulky Collections, and Weekly Curbside Organic Subscription Collection. He reported that Solid Waste Operations and

Maintenance was an Enterprise Fund with Fee-Based Revenues. He stated that the Department provides Garbage and Recycling Collection Services to 344,000 Residential Households.

Mr. McCary stated that the City's Recycling Plan was approved by the City Council in June 2010 and amended in January 2013 to extend the plan by five years. He noted that the Plan sets strategic priorities for the city to achieve Long-Term Recycling Goals: 1) Divert 60% of Single-Family Residential Waste; 2) Ensure that all residents have access to Recycling; and 3) Improve Recycling Opportunities for Businesses. He outlined the current progress noting that Residential Recycling was at 31% in FY 2013. He indicated that for Multi-Family Recycling, they have maintained a 98% Compliance Rate since 2012. He added that they were initiating Stakeholder Group Meetings to evaluate Commercial Recycling Options.

Mr. McCary highlighted improvements that have been made in regard to Recycling. He stated that through the Automated Recycling Program, 96-gallon recycling carts were provided to all residential customers. He reported that this has resulted in an increased Residential Recycling Rate by nine percentage points. He noted that Brush Collection had been separated from Bulky Collection and that increased the Residential Recycling Rate by 14 percentage points. He mentioned that the Leaf Recycling Program was implemented in FY 2012 and is provided to residents twice per year. He provided an overview of the Organics Recycling Program which is subscription based, noting that it was implemented in FY 2012. He explained that Organic Waste consists of yard trimmings and food waste and that 12,700 Customers currently subscribe to the program. He indicated that all Residential Customers would be offered this service in FY 2016. He presented future recycling improvements and noted that they would implement variable rate pricing for Garbage Collection from FY 2017-2018. He spoke of the community and school outreach conducted with more than 40 schools being visited and 321 presentations made to date in FY 2014.

Mr. McCary reported that Commercial Waste comprises 40-50% of a Community's Waste Stream. He mentioned that National Estimates show that 50-60% of Commercial Waste Stream contains recyclable and compostable material. He stated that the Solid Waste Management Department does not collect Commercial Waste and does not recommend doing so. He indicated that Commercial Recycling did not directly affect the 60% Residential Recycling Rate Goal. He noted that the Commercial Sector generates 600,000 tons of waste each year and that the city's goal was to improve Recycling Opportunities for Businesses. He outlined various strategies that include: 1) Determine the baseline for Commercial Recycling Practices today in San Antonio; 2) Develop program options that best fit San Antonio and the Business Community; and 3) Balance waste reduction goals with economic opportunity for business. He spoke of the Comparative City Research conducted by staff in which they requested the reasons for establishing a Commercial

## Recycling Program.

Mr. McCary stated that city staff had organized a Business Stakeholder Group comprised of Major Employers, Trade Associations, Material Haulers, and Government Agencies. He noted that they would begin meeting in June 2014 and monthly until December 2014. He indicated that staff would research and prepare potential program options for development and present program options to the City Council in August 2015.

Mayor Castro thanked staff for the presentation and stated that he was pleased with the progress that had been made regarding recycling. He requested a list of the Business Stakeholder Groups and stated that he looked forward to the recommendations for Commercial Recycling.

Councilmember Saldaña noted the 600,000 tons of waste placed in the landfill. Mr. McCary stated that they believed that 50-60% of that waste could be recycled.

Councilmember Nirenberg asked of the cost difference between waste and recycled materials. Mr. McCary replied that on the residential side, it costs \$23.00 per ton to place waste in the landfill. He indicated that while recycling costs were \$35.00 per ton; a portion is returned to the city.

Councilmember Gonzales asked of Commercial Recycling. Mr. McCary replied that Commercial Recycling included large businesses such as grocery and department stores. He stated that the goal was to encourage good recycling practices for businesses.

Councilmember Lopez asked of the status of moving Service Centers closer to Service Areas. Mr. McCary stated that on a regular basis they perform cost projections to ensure efficiency. He mentioned the Time and Motion Studies that monitor the amount of travel versus collection time.

Mayor Castro thanked staff for the presentation.

2. Staff briefing and discussion on the Annexation Program consistent with the Annexation Policy approved by City Council in February 2013. [Peter Zanoni, Deputy City Manager; John Dugan, Director, Planning and Community Development]

John Dugan presented an overview of the City's Annexation Program. He stated the benefits of an Annexation Policy: 1) Facilitate proactive planning for future growth; 2) Promote orderly growth and development; and 3) Allow for efficient delivery of municipal

services. He highlighted the Policy Categories which include Projected Growth; Ability to Provide Municipal Services; Need to Protect Public Health, Safety and Welfare; Intergovernmental Relations Strategies to Protect Current and Future Interests; Fiscal Impact of Annexing and Not Annexing; and Non-Annexation Agreement Conditions. He provided examples of each of the Policy Categories including the recent Extra-Territorial Jurisdiction (ETJ) Release Requests.

Mr. Dugan explained that the City's Annexation Program identifies areas where the city may choose to initiate Annexation Proceedings projected for a 10-Year Period. He stated that inclusion does not obligate the city to Annex and exclusion does not prohibit an area from being annexed. He provided a map of Study Areas encompassing the ETJ and outlined the Annexation Study Criteria that includes Area Characteristics, Land Use Analysis, and City Service Delivery. He noted the various steps in the Annexation Study Process that begins with data collection. He noted that the end result would be the adoption of a 3-Year Annexation Plan or begin Limited Purpose Annexation. He presented maps, opportunities and constraints for the North, West, and East Areas of the city. He noted that Limited Purpose Annexation was occurring in the South Area.

Mr. Dugan highlighted the Annexation Methods: 1) Full Purpose; 2) Limited Purpose; and 3) General Provisions. He stated that Full Purpose Annexation would provide full city services and extend all regulations. He noted that it required a 3-Year Municipal Annexation Plan. He explained the 3-Year Annexation Process in which Property Owners would be notified and an Inventory of Services would be compiled. He stated that a Proposed Service Plan and two Public Hearings would be required. He mentioned that negotiations would occur with Property Owners and a Service Plan would be finalized. He added that Annexation could only occur in the 37th Month after a Plan is adopted. He indicated that there were exemptions to the 3-Year Process such as those containing 99 or fewer residential tracts. He spoke of Limited Purpose Annexation which extends some City Regulations but does not include City Services or City Taxes.

Mayor Castro thanked staff for the presentation. He noted that Annexation Efforts should be prioritized and not reactive. He requested a ranked order of the pieces of land proposed for Annexation.

Councilmember Lopez stated that there needed a better understanding of the pace of Annexation. Mr. Dugan indicated that staff was looking at the Fiscal and Land Use Implications over the next 10 Years. Councilmember Lopez asked of coordination with Bexar County. Mr. Dugan replied that there were currently no coordinated efforts with Bexar County. Seth Mitchell of Bexar County stated that they had conducted a study to assess service delivery needs. He noted that they do not have the authority to Annex. Councilmember Lopez spoke of the need to coordinate with Bexar County once areas have

been identified for Annexation.

Councilmember Saldaña concurred with Mayor Castro regarding the need to be proactive. Mr. Dugan stated that they could move quickly with direction from the City Council.

Councilmember Taylor also spoke of the need to be proactive and stated that she was pleased with the criteria that had been outlined by staff. She noted that they should look toward the future impacts of Annexation and asked of undesirable areas. Mr. Dugan replied that they would have to work through policy on these areas.

Councilmember Gonzales asked when the West Side would receive the infrastructure that it needs and spoke of the amount of time people spend travelling to work. Mr. Dugan stated that the goal of the Comprehensive Plan was to focus on growth inside Loop 1604. He noted that they would be able to identify where Greenfields should be placed within the City Limits since it was difficult to manage growth in the County.

Councilmember Gallagher spoke of the importance of controlling zoning and noted that some Military Installations had been closed down due to surrounding development.

Councilmember Nirenberg stated that this was one of the best tools and spoke of the opportunity for Annexation to provide energy and water utilities. He noted that it was a quality of life issue and that there should be a balanced approach.

Councilmember Lopez asked of the review that has occurred at the Metropolitan Planning Organization (MPO) relative to growth models. Mr. Dugan replied that the MPO had recently adopted a scenario regarding planning for roads for the 2040 Transportation Plan. He indicated that most of the growth was projected within Bexar County and that they were in the process of refining the data.

Councilmember Krier referenced the 1.5 million population increase projected between 2000 and 2030 in Bexar County and the importance of future planning.

Mayor Castro thanked staff for the presentation.

### **EXECUTIVE SESSION**

Mayor Castro recessed the meeting into Executive Session at 3:40 pm to discuss the following:

- A. Discuss legal issues related to collective bargaining 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 5:15 pm and stated that no action had been taken in Executive Session. He addressed the Ceremonial Items.

### **CEREMONIAL ITEMS**

Mayor Castro presented a Proclamation to the Texas Cavaliers King Antonio XCII (92), Donald E. Miller, Jr. It was noted that this member of royalty would reign over the Texas Cavaliers River Parade to be held on Monday, April 21, 2014. It was further noted that during his year-long reign, King Antonio will visit schools, hospitals, nursing homes, local businesses and community groups. King "Tony" presented his Official Fiesta Medal to Mayor Castro and the City Council.

Mayor Castro presented a Proclamation to El Rey Feo LXVI (66), Jimmy Green. It was noted that this member of royalty would represent the LULAC Scholarship Committee during Fiesta 2014. It was further noted that Rey Feo's Mission was to financially support the aspirations of deserving High School Seniors to obtain a college education regardless of race, color, or religion. The "Ugly King" presented his Official Fiesta Medal to Mayor Castro and the City Council.

The Centro San Antonio Amigos presented their 2014 Fiesta Medal to Mayor Castro and the City Council. It was noted that the Amigos serve as Goodwill Ambassadors by assisting downtown users and giving extra attention to the overall appearance of Downtown.

Mayor Castro presented a Proclamation in recognition of the 66th Annual Fiesta Flambeau Parade that would be held on Saturday, April 26, 2014. It was noted that the parade was sponsored by the Fiesta Flambeau Parade Association and this year's theme was "A Time to Remember." It was further noted that the Flambeau was one of the premier events of Fiesta and has been called America's Largest Illuminated Night Parade.

**CITIZENS TO BE HEARD**

Mayor Castro called upon the citizens registered to speak:

Margaret Day representing the Alamo Group of the Sierra Club addressed the City Council and provided two handouts entitled, "Elements to include in a single-use bag ordinance" and "Time for San Antonio to Lead Again on Building Energy Codes." She asked why a draft ordinance was not yet available and requested that the city adopt the 2012 International Energy Conservation Code (IECC).

Rozina Kanchwala stated that she was pleased that the City Council was reviewing the potential to ban plastic bags. She asked when a draft ordinance would be available and noted that they would like to have input.

Mark Perez expressed concern with various City Staff that he did not believe were performing well and mentioned several facilities that were operating without the proper permits. He expressed concern with the oil spill at the AGE Refinery Building.

Nazirite Ruben Flores Perez referenced the Book of Revelations Chapters 16 and 17 in The Bible and spoke of the Seven-Headed Lion.

Theresa Berlanga spoke of the many people she conversed with from other countries during her tenure with West Telemarketing. She commended the Sierra Club for their work. She expressed concern with Environmentalists being murdered in Brazil.

Thalia Garcia gave her time to Margaret Day. Ms. Day stated that she was speaking as a business person and expressed concern with the Office of Historic Preservation (OHP). She spoke of her work on the River Road Neighborhood Association and noted that OHP was enforcing strict adherence to the Department of Interior Guidelines.

Antonio Diaz stated that the AGE Refinery Facility should be relocated due to the recent oil spill into the San Antonio River. He requested to serve on the Alamo Plaza Advisory Committee noting that he would like to represent his lineage.

Rhett Smith requested that the Citizens to be Heard portion of the City Council Meeting be broadcast on television and expressed concern with the spill at the AGE Refinery Facility. He commended Mayor Castro for his efforts on Immigration Reform.

Faris Hodge, Jr. submitted written testimony regarding the face lift at Travis Park. He wrote that the State should take charge of Alamo Plaza and highlighted the Multimillion Dollar Facility that would house Accion Texas on the Westside. He wrote that Wal-Mart had pledged to hire Veterans and that Mayor Castro opposed consolidated governance with

Bexar County. He noted the Top 25 Highest-Paid City Employees and expressed concern that CPS Energy did not have Citizens to be Heard during their Board Meetings. He wrote of the new Disabled Windows at the Northeast Tax Assessor Collector's Office. He provided an article noting that Fair Oaks Residents were opposed to Annexation.

**ADJOURNMENT**

There being no further discussion, Mayor Castro adjourned the meeting at 6:26 pm.

APPROVED

JULIÁN CASTRO  
MAYOR

ATTEST:

LETICIA M. VACEK, TRMC/MMC  
CITY CLERK