

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



**DRAFT
Meeting Minutes
City Council A Session**

City Hall Complex
105 Main Plaza
San Antonio, Texas 78205

Thursday, November 2, 2017

9:00 AM

Municipal Plaza Building

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

PRESENT: 11 - Mayor Nirenberg, Treviño, Shaw, Viagran, Saldaña, Gonzales, Brockhouse, Sandoval, Pelaez, Courage and Perry

Mrs. Vacek announced that Councilmember Shaw would not be present for the morning portion of the Council Meeting.

1. The Invocation was delivered by Pastor Abdon Garza, Northern Hills UMC Ministry Center, guest of Councilmember Clayton Perry, District 10.
2. Mayor Nirenberg led the Pledge of Allegiance to the Flag of the United States of America.
3. Approval of Minutes for the City Council Regular Meetings of September 13 - 14, 2017

Councilmember Treviño moved to approve the Minutes for the City Council Regular Meetings of September 13-14, 2017. Councilmember Saldaña seconded the motion. The motion prevailed by the following vote:

AYE: 10 - Mayor Nirenberg, Treviño, Viagran, Saldaña, Gonzales, Brockhouse, Sandoval, Pelaez, Courage and Perry

ABSENT: 1 - Shaw

POINT OF PERSONAL PRIVILEGE

Councilmember Viagran recognized Angelica Ochoa and her Speech and Communication Class from Harlandale High School. She welcomed them to the City Council Meeting. Mayor Nirenberg thanked them for being present.

CONSENT AGENDA ITEMS

Items 8, 10, 12, 16, 17, and 21 were pulled for Individual Consideration. City Clerk Vacek announced that Items 22A and 22B were pulled from the agenda by staff and would not be addressed. Councilmember Treviño moved to approve the remaining Consent Agenda Items. Councilmember Courage seconded the motion.

There were no citizens registered to speak on Consent Agenda Items.

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

AYE: 10 - Mayor Nirenberg, Treviño, Viagran, Saldaña, Gonzales, Brockhouse, Sandoval, Pelaez, Courage and Perry

ABSENT: 1 - Shaw

2017-11-02-0839

4. An Ordinance accepting the bids from Ancira Motor Company, Grande Truck Center, Grapevine DCJ, LLC, and Silsbee Ford to provide 14 light duty service vehicles for a total cost of \$565,885.86, funded from the FY 2018 Equipment Renewal and Replacement Fund and the General Fund. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer, Finance]

2017-11-02-0840

5. An Ordinance authorizing the execution of a Developer Reimbursement Agreement with Ansley Steubing Farm Apartments, LLC in the amount not to exceed \$143,022.13 for the DeZavala Outfall project, a 2007-2012 Bond Savings funded project located in Council District 8. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]

2017-11-02-0841

6. An Ordinance authorizing an amendment to the existing Design-Build Contract with Turner Construction Company, increasing the contract amount by \$225,075.00 for a total contract value not to exceed \$51,249,999.00 for the Alamodome Renovation Project, located in Council District 2. [Carlos Contreras, Assistant City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]

2017-11-02-0842

7. An Ordinance for the Houston Street Garage Interior Painting Project, accepting the lowest responsive bid including five additive alternates plus two allowances and awarding a construction contract in the amount of \$558,379.00 to Crownhill Builders, Inc., an FY 2018 funded project and authorizing the allocation of \$636,552.06 available from the Parking Improvement and Contingency Fund, located in Council District 1. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]
9. Consideration of the following items related to the FY 2018 Infrastructure Management Program: [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]

2017-11-02-0844

- 9A. An Ordinance for the 2018 Asphalt Overlay Contract Package 3, accepting the lowest responsive bid and awarding a contract to J&P Paving Co. Inc. in an amount not to exceed \$6,997,564.60, of which \$232,530.00 will be reimbursed by San Antonio Water System and \$40,000.00 will be reimbursed by CPS Energy for necessary adjustments to existing infrastructure.

2017-11-02-0845

- 9B. An Ordinance for the 2018 Asphalt Overlay Contract Package 4, accepting the lowest responsive bid and awarding a contract to H.L. Zumwalt Construction, Inc. in an amount not to exceed \$4,869,952.00, of which \$145,520.00 will be reimbursed by San Antonio Water System and \$8,000.00 will be reimbursed by CPS Energy for necessary adjustments to existing infrastructure.

2017-11-02-0847

11. An Ordinance authorizing the City of San Antonio Office of Emergency Management to apply for, accept, and appropriate upon award, \$28,850.00 from the 2017 Preventative Radiological and Nuclear Detection Grant Program. [Erik Walsh, Deputy City Manager; Charles Hood, Fire Chief]

2017-11-02-0849

13. An Ordinance authorizing the acceptance of a grant in an amount of \$208,715.00 from the U.S. Department of Justice, Office of Justice Programs, for the implementation of technology related to, and to participate in, the National Integrated Ballistic Information Network. [Erik Walsh, Deputy City Manager; William P. McManus, Chief of Police]

2017-11-02-0850

14. An Ordinance appointing Dr. Tracy Hurley (Council District 6 Appointee) and Elizabeth Stephens (Council District 10 Appointee) and reappointing Dr. Gogi Dickson (Council District 9 Appointee) to the eleven-member Pre-K 4 SA Board of Directors (City of San Antonio's Early Childhood Education Municipal Development Corporation) for the remainder of the two-year terms for each position. [Peter Zaroni, Deputy City Manager; Sarah Baray, Ph.D., CEO, Pre-K 4 SA]
15. Consideration of the following Board, Commission and Committee appointments for the remainder of unexpired terms of office to expire May 31, 2019, 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 Ricardo Briones (District 5) to the Zoning Commission.
 - B) Reappointing Cosima T. Colvin (District 1) to the Linear Creekway Parks Advisory Board.
 - C) Appointing Ashley M. Smith (District 1) to the Affirmative Action Advisory Committee.
 - D) Appointing James R. Campbell (District 1) to the Brooks Development Authority.
 - E) Reappointing John Gavin Rogers (District 1) to the Building Standards Board.
 - F) Reappointing Barbara Witte-Howell (District 1) to the City County Joint Commission on Elderly Affairs.
 - G) Reappointing Cris Vieyra, Jr. (District 1) to the City Commission on Veterans Affairs.

H) Appointing Curtis R. Fish (District 1) to the Historic and Design Review Commission.

I) Appointing Erika Gonzalez (District 1) and Erica L. Castro (District 7) to the Mayor's Commission on the Status of Women.

J) Reappointing Erik K. Sanden (District 1) to the Parks and Recreation Board.

K) Appointing Sonya R. Hernandez (District 1) to the SA2020 Commission on Education.

L) Appointing Felix E. Gonzalez (District 1) and Alejandro D. Gomez (District 1) to the San Antonio Youth Commission.

M) Appointing Siew Ong Pang (District 1) to the Small Business Advocacy Committee.

N) Appointing Paul Joseph DeManche (District 1) to the San Antonio Housing Trust.

O) Appointing Erin C. Cusack (District 1) to the SA2020 Commission on Strengthening Family Well-being.

P) Appointing Karen Weehler (District 7) to the Citizen Environmental Advisory Committee.

Q) Appointing Robert W. Sipes (District 7) to the Zoning Commission.

R) Appointing Lisa K. Zottarelli (District 1) to the Zoning Board of Adjustment.

S) Reappointing Dagoberto P. Patlan (District 1) to the San Antonio Arts Commission.

T) Reappointing Melanie A. Castillo (District 1) to the Ethics Review Board for the remainder of an unexpired term of office to expire April 25, 2019.

2017-11-02-0853

18. An Ordinance ratifying agreements and expenditures for emergency procurement to provide assistance to various Texas governmental entities during the Hurricane Harvey response. [Erik Walsh, Deputy City Manager; Charles N. Hood, Fire Chief]

2017-11-02-0854

19. An Ordinance approving a three year contract with two one-year renewals with Alamo Forensic Services, LLC in an amount up to \$300,000.00 to provide training and recertification to officers, court testimony and maintenance of the breath alcohol testing system. [Erik Walsh, Deputy City Manager; William McManus, Chief of Police]

2017-11-02-0855

20. An Ordinance authorizing the execution of two On-Call Capital Program Management Staff Augmentation Services Agreements, with WestEast Design Group, LLC and Q&A Diversified LLC each in the amount not to exceed \$500,000.00 per year per firm, for a term of one year with the option to extend for two additional years, under the same terms and conditions, to provide as-needed professional staff augmentation services for City-owned facilities and improvements, construction projects and planning projects located City-wide. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]

PULLED FROM THE AGENDA BY STAFF

22. PULLED - Consideration of the following in connection with the 2017 Master Tax-Exempt Lease Purchase Agreement for Fire Equipment with Banc of America Public Capital Corp: [Ben Gorzell, Jr., Chief Financial Officer, Troy Elliott, Deputy Chief Financial Officer]

PULLED FROM THE AGENDA BY STAFF

- 22A. PULLED - An Ordinance approving the Master Tax-Exempt Lease Purchase Agreement for Fire Equipment with Banc of America Public Capital Corp and an Escrow and Account Control Agreement with Banc of America Public Capital Corp and Frost Bank, approving Exhibits and related Schedules to the Master Tax-Exempt Lease Purchase Agreement in the amount of \$3,714,473 for the acquisition of bunker gear and direct capture filtration systems for the Fire Department.

PULLED FROM THE AGENDA BY STAFF

- 22B. PULLED - A Resolution authorizing the reimbursement of funds previously expended from the proceeds of the 2017 Master Tax-Exempt Lease Purchase Agreement for Fire Equipment entered into between the City of San Antonio and Banc of America Public Capital Corp.

CONSENT ITEMS CONCLUDED

ITEMS PULLED FOR INDIVIDUAL CONSIDERATION

City Clerk Vacek read the caption for Item 8:

2017-11-02-0843

8. An Ordinance for the Gillette Boulevard Street Reconstruction and Drainage Improvements Project including an additive alternate awarding a construction contract to R.L. Jones LP in the total amount of \$2,286,673.80, of which \$146,800.00 will be reimbursed by CPS Energy and \$983,165.80 will be reimbursed by SAWS, a Stormwater Operation Funded project, located in Council District 3. [Peter Zaroni, Deputy City Manager; Mike Frisbie, Director, Transportation and Capital Improvements]

Councilmember Viagran asked for a brief presentation. Nefi Garza stated that staff was requesting authorization to award a construction contract to R.L. Jones LP for the Gillette Boulevard Street and Drainage Project. He provided a map of the project location and noted that construction was scheduled for completion in March 2019. He mentioned that the project would include driveways, sidewalks, curbs, and an underground drainage system for the low section. Councilmember Viagran expressed support and stated that she wanted to highlight the drainage work that would occur.

Councilmember Viagran moved to adopt the Ordinance for Item 8. Councilmember Saldaña seconded the motion. The motion prevailed by the following vote:

AYE: 10 - Mayor Nirenberg, Treviño, Viagran, Saldaña, Gonzales, Brockhouse, Sandoval, Pelaez, Courage and Perry

ABSENT: 1 - Shaw

City Clerk Vacek read the caption for Item 10:

2017-11-02-0846

10. An Ordinance, on behalf of CPS Energy, declaring the Southton Substation and Transmission Project a public use project and authorizing the acquisition through negotiation or condemnation of one fee simple parcel, twenty-five permanent easement parcels and ten temporary construction easement parcels located in Council District 3 to construct approximately 46,900 feet of transmission line starting at the Braunig Power Plant located just southwest of Streich Road and Old Corpus Christi Highway and extending in a northerly and westerly direction to Loop 410 just west of IH 37 in southern Bexar County. [Peter Zaroni, Deputy City Manager; Mike Frisbie,

Director, Transportation & Capital Improvements]

Councilmember Viagran moved that the City of San Antonio authorize the use of the power of eminent domain to acquire privately owned real property for a public use project for the City Public Service (CPS) Southton Substation and Transmission Project by acquiring the following properties described by the City Clerk and incorporated as part of this Motion. Councilmember Saldaña seconded the motion.

City Clerk Vacek read the property description: The privately owned properties for temporary construction easements and permanent electric transmission and distribution lines easement interests located in City Council District 3, New City Blocks 10915, 10917, 10919, 16622, 16623; County Block 4069B and 4007 as well as one fee simple title interest in New City Block 16622. These properties are depicted in the Overall Project Drawing Maps in Exhibit A-1 and more particularly described by metes and bounds in Exhibits A-2 through A-30, respectively, attached to the Ordinance and incorporated as part of this Motion.

The motion prevailed by the following vote:

AYE: 10 - Mayor Nirenberg, Treviño, Viagran, Saldaña, Gonzales, Brockhouse, Sandoval, Pelaez, Courage and Perry

ABSENT: 1 - Shaw

City Clerk Vacek read the caption for Item 12:

2017-11-02-0848

- 12.** An Ordinance approving the submission of a Head Start grant application to the U.S. Department of Health and Human Services and authorizing acceptance upon award of an amount up to \$22,706,657 for the period of February 1, 2018 to January 31, 2019; a budget of \$28,383,321, which includes an in-kind match of up to \$5,676,664, and a personnel complement of 95 positions for the Department of Human Services; and Memoranda of Agreement with agencies to support program services at no cost to the City or City's clients. [María Villagómez, Assistant City Manager; Melody Woosley, Director, Human Services]

Councilmember Courage requested a brief presentation. Melody Woosley reported that the City of San Antonio had been a Head Start Grantee for over 30 years. She stated that program management responsibility included: operational and fiscal oversight, governance, family support, and mental wellness services. She spoke of the children served in the San Antonio and Edgewood School Districts whose families are below 125% of the Federal

Poverty Level. She reported the program capacity for SAISD in which 2,243 students are served at 19 campuses and 777 students at two campuses for Edgewood. She noted that the FY 2018-2019 refunding application was due November 1, 2017 and the grant period was February 1, 2018 through January 31, 2019. She outlined the fiscal impact noting that the city was responsible for providing a non-federal share of 20% totaling \$5,676,664. Lastly, she highlighted the program enhancements and innovations to include Classroom Support, Instruction & Teacher Quality, and Family Support. Councilmember Courage asked if the curriculum for Head Start was set or if there was any local control. Ms. Woosley replied that there was local control but also guidelines from Head Start. Councilmember Courage asked if there was a Curriculum Director. Ms. Woosley replied that there was a content expert on staff that worked with the school districts and followed up with them regarding Head Start requirements. She added that the school districts had Early Childhood Curriculum Directors.

Councilmember Perry asked if any General Funds were utilized for the program. Ms. Woosley replied that there was no impact to the General Fund and that in-kind services were provided as part of the grant. Councilmember Perry stated that he would like to have further discussion on the differences between the Head Start Program and Pre-K 4SA.

Councilmember Treviño asked of any threats to Federal Funding. Ms. Woosley stated that they had not received any indication of same.

Councilmember Viagran expressed her support and stated that she was pleased with the great partnerships.

Councilmember Brockhouse also asked of the differences between the Head Start Program and Pre-K 4 SA and stated that he would like to have further discussion on same.

Councilmember Courage moved to adopt the Ordinance for Item 12. Councilmember Treviño seconded the motion. The motion prevailed by the following vote:

AYE: 10 - Mayor Nirenberg, Treviño, Viagran, Saldaña, Gonzales, Brockhouse, Sandoval, Pelaez, Courage and Perry

ABSENT: 1 - Shaw

City Clerk Vacek read the caption for Item 16:

2017-11-02-0851

- 16.** An Ordinance authorizes a professional services agreement with PAVLOV Advertising, LLC for on-call advertising and marketing services for the San Antonio Airport System in the amount not to exceed \$4,000,000.00 for a three-year term with

the option to extend for two, one-year periods. [Carlos Contreras, Assistant City Manager; Russell Handy, Director, Aviation]

Councilmember Sandoval requested a brief presentation. Russ Handy presented an overview of the Advertising and Marketing Services for the San Antonio Airport System. He spoke of the Air Service Incentive Program, Concessions Marketing Program, and Meet Me Marketing Campaign. He provided an overview of the solicitation process in which a Request for Proposals (RFP) was released in June 2017. He noted that five proposals were received by the deadline with scoring and interviews conducted in August and September, respectively. He presented the scoring matrix for the top two proposals: GarciaBaldwin Inc. dba MarketVision and PAVLOV Advertising LLC. He stated that staff recommended PAVLOV Advertising LLC for award of the on-call advertising and marketing services. He added that the value of the contract was \$4,000,000 for three years with the option to extend for 2, 1-year periods. Councilmember Sandoval asked of the outcome of PAVLOV's work at DFW Airport. Mr. Handy replied that it was one of the things that attracted them to the company and that they had been very successful. He added that they had spent some time interacting with the companies and cities that the marketing firms service. Councilmember Sandoval asked of the big difference in scoring between the top two firms. Mr. Handy stated that they had provided them with a scenario and asked them how they would handle same. He noted that PAVLOV was far superior in their response.

Councilmember Courage asked of the Air Service Incentive Program and co-marketing among airlines. Mr. Handy replied that it was a tightly regulated program and that the Federal Aviation Administration (FAA) had specific guidelines for offering incentives. He noted that PAVLOV would work directly with the airlines to help augment their marketing programs. Councilmember Courage asked how they marketed concessions. Mr. Handy stated that they had not done well in that area and would now have an opportunity to grow that program.

Councilmember Sandoval moved to adopt the Ordinance for Item 16. Councilmember Treviño seconded the motion. The motion prevailed by the following vote:

AYE: 10 - Mayor Nirenberg, Treviño, Viagran, Saldaña, Gonzales, Brockhouse, Sandoval, Pelaez, Courage and Perry

ABSENT: 1 - Shaw

City Clerk Vacek read the caption for Item 17:

2017-11-02-0852

17. An Ordinance authorizing an increase in the number of City Council Aides for the

Mayor and each Councilmember from six to seven full time equivalent positions in the FY2018 Annual Operating and Capital Budget. [John Peterek, Assistant to the City Manager; Christopher Callanen, Assistant to City Council]

Councilmember Viagran asked for additional information. Chris Callanen stated that during the budget process, Councilmember Treviño had raised the issue of increasing the number of full-time equivalents. He noted that on October 18th, they presented a recommendation to the Governance Council Committee to increase from six FTEs to seven. Councilmember Viagran asked of the need for a cap. Mr. Callanen replied that FTEs received benefits and it was necessary to budget accordingly.

Councilmember Pelaez stated that the city continued to grow at a rate that was not anticipated and that work continues to increase.

Councilmember Courage noted that necessary finances were not available to provide benefits for an additional FTE and asked staff to look at same during the mid-year budget review.

Councilmember Treviño thanked Office of Management and Budget Staff for their work on the issue.

Councilmember Gonzales stated that she was supportive of the motion but felt that the City Councilmembers should be able to hire as many people as needed. She spoke of the high workload and increased demand for services and added that the population would continue to grow.

Councilmember Perry stated that they should focus on the needs of citizens and if additional assistance was needed; Councilmembers should look to utilize volunteers.

Councilmember Brockhouse stated that there should be a discussion regarding the number of elected representatives noting the high number of constituents per Council District.

Mayor Nirenberg thanked everyone for their work. He stated that the Charter Review Commission was looking into various issues such as the city's form of government. He added that they would have additional discussions about the amount of Council Districts needed in the community as they got closer to the 2020 Census.

Councilmember Viagran moved to adopt the Ordinance for Item 17. Councilmember Treviño seconded the motion. The motion prevailed by the following vote:

AYE: 10 - Mayor Nirenberg, Treviño, Viagran, Saldaña, Gonzales, Brockhouse, Sandoval, Pelaez, Courage and Perry

ABSENT: 1 - Shaw

City Clerk Vacek read the caption for Item 21:

2017-11-02-0856

- 21.** An Ordinance authorizing the establishment of a 15 appointed member City Bond Oversight Commission to oversee the implementation of the City's 2017 Bond Program projects. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Transportation & Capital Improvements]

Councilmember Pelaez stated that he pulled said item to highlight the 15-Member Bond Oversight Commission. He spoke of the importance of transparency and increased communication with regard to the 2017 Bond Program.

Councilmember Sandoval stated that she appreciated the oversight and asked that the Councilmembers consider appointing individuals that can deliver projects on time and budget.

Councilmember Pelaez moved to adopt the Ordinance for Item 21. Councilmember Treviño seconded the motion. The motion prevailed by the following vote:

AYE: 10 - Mayor Nirenberg, Treviño, Viagran, Saldaña, Gonzales, Brockhouse, Sandoval, Pelaez, Courage and Perry

ABSENT: 1 - Shaw

23. City Manager's Report

Mrs. Sculley reported that Southwest Airlines announced the launch of new daily, year-round, non-stop service to Fort Lauderdale, Florida and Oakland, California. She stated that the service would begin July 8, 2018 utilizing their all-Boeing 737 fleet. She noted that there were a total of 20 new flights in the past 18 months that will bring the total number of direct flights to 43. She thanked Southwest Airlines for their confidence in San Antonio.

Mrs. Sculley also reported that this summer, the Department of Arts and Culture Film Division and the World Heritage Office partnered to hold a "My City, Our World Heritage"

local student film contest. The contest asked young filmmakers between 14 and 21 years old to create short films that showcase San Antonio as a World Heritage Destination. She stated that in September, two local contest winners were announced: Fatima Aguillon from Harlandale High School in the 14-17 Age Group and Xavier Garza from John Marshall High School in the 17-21 Age Group. She noted that they each won \$1,000 and were entered into an International "My City, Our World Heritage" Film Contest for a chance at International Recognition and another \$1,000 prize. She congratulated Fatima Aguillon who was the Worldwide Contest Winner in her age group. She added that the Department of Arts and Culture would conduct this contest every year to build on the Film Strategic Plan's Goal of developing the film culture of San Antonio. Councilmember Viagran stated that she was excited about the announcement regarding Fatima Aguillon winning first place and noted that Harlandale High School was founded in Mission San Jose.

EXECUTIVE SESSION

Mayor Nirenberg recessed the meeting at 10:32 am to continue the previous day's Executive Session on the following items:

- A. Legal issues related to the competitive matters of CPS Energy as a publicly owned utility pursuant to Texas Government Code Section 551.071 (consultation with attorney).
- B. Deliberate issues related to the San Antonio Public Safety Radio System pursuant to Texas Government Code Sections 551.076 (security devices and audits) and 551.071 (consultation with attorney).
- C. Economic development negotiations pursuant to Texas Government Code Section 551.087 (economic development).
- D. The purchase, exchange, lease or value of real property pursuant to Texas Government Code Section 551.072 (real property).
- E. Issues relating to the City's Lease Agreement and License Agreement with Google Fiber pursuant to Texas Government Code Section 551.071 (consultation with attorney).
- F. Legal issues relating to the SAPD independent investigation pursuant to Texas Government Code Section 551.071 (consultation with attorney).

RECONVENED

Mayor Nirenberg reconvened the meeting at 2:04 pm and announced that no action was taken in Executive Session. He addressed the Consent Zoning Items.

CONSENT ZONING ITEMS

Zoning Items P-1, Z-4, Z-9, Z-10, Z-13, P-5, and Z-15 were pulled for Individual

Consideration. Councilmember Courage moved to approve the remaining Consent Zoning Items. Councilmember Shaw seconded the motion.

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

Jack M. Finger spoke in opposition to Items P-1 and Z-4 due to the commercial encroachment into Beacon Hill. He noted that he was opposed to the Veterinary Hospital in Item Z-13 and the outdoor athletic fields in Item Z-15.

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

AYE: 11 - Mayor Nirenberg, Treviño, Shaw, Viagran, Saldaña, Gonzales, Brockhouse, Sandoval, Pelaez, Courage and Perry

2017-11-02-0857

Z-1. ZONING CASE # Z2017271 HL (Council District 1): An Ordinance amending the Zoning District Boundary from "RM-4 NCD-1 AHOD" Residential Mixed South Presa/South Saint Mary's Streets Neighborhood Conservation Airport Hazard Overlay District to "RM-4 HL NCD-1 AHOD" Residential Mixed Historic Landmark South Presa/South Saint Mary's Streets Neighborhood Conservation Airport Hazard Overlay District on Lot 5, and 5 feet of Lot 4, Block 1, NCB 3097, located at 127 Lotus Avenue. Staff and Zoning Commission recommend Approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOT 5, AND THE WEST 5 FEET OF LOT 4, BLOCK 1, NCB 3097 TO WIT: FROM "RM-4 NCD-1 AHOD" RESIDENTIAL MIXED SOUTH PRESA/SOUTH ST. MARY'S STREETS CONSERVATION AIRPORT HAZARD OVERLAY DISTRICT TO "RM-4 HL NCD-1 AHOD" RESIDENTIAL MIXED HISTORIC LANDMARK SOUTH PRESA/SOUTH ST. MARY'S STREETS CONSERVATION AIRPORT HAZARD OVERLAY DISTRICT.

2017-11-02-0858

Z-2. ZONING CASE # Z2017255 CD (Council 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 Conditional Use for a Music Store on Lot 35, Block 15, NCB 9218, located at 572 West Hermosa 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 35, BLOCK 15, NCB 9218 TO WIT: FROM "R-4 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "R-4 CD AHOD" SINGLE-FAMILY RESIDENTIAL AIRPORT HAZARD OVERLAY DISTRICT WITH CONDITIONAL USE FOR A MUSIC STORE.

2017-11-02-0859

Z-3. ZONING CASE # Z2017263 (Council District 1): An Ordinance amending the Zoning District Boundary from "R-5 AHOD" Residential Single-Family Airport Hazard Overlay District to "IDZ AHOD" Infill Development Zone Airport Hazard Overlay District with 12 Single-Family Units on 0.788 acres out of NCB 11884, located at 1410, 1414, and 1418 East Sandalwood Lane. Staff and Zoning Commission recommend Approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: 0.788 ACRES OUT OF NCB 11884 TO WIT: FROM FROM "R-5 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "IDZ AHOD" INFILL DEVELOPMENT ZONE AIRPORT HAZARD OVERLAY DISTRICT WITH 12 SINGLE-FAMILY UNITS.

2017-11-02-0860

P-2. PLAN AMENDMENT CASE # 17078 (Council District 1): An Ordinance amending the Tobin Hill Neighborhood Plan, a component of the Comprehensive Master Plan of the City, by changing the future land use from "Low Density Residential" and "Low Density Mixed Use" to "Low Density Mixed Use," on 1.26 acres out of NCB 2870, located at 2734 North St. Mary's Street. Staff and Planning Commission recommend Approval. (Associated Zoning Case Z201766)

2017-11-02-0861

Z-5. ZONING CASE # Z2017266 (Council District 1): An Ordinance amending the Zoning District Boundary from "C-3NA HS UC-4 AHOD" General Commercial Non-Alcoholic Sales North Saint Mary's Urban Corridor Historic Significant Airport Hazard Overlay District, "C-1 HS UC-4 AHOD" Light Commercial North Saint Mary's Urban Corridor Historic Significant Airport Hazard Overlay District and "C-1 HS AHOD" Light Commercial Historic Significant Airport Hazard Overlay District to "C-2P HS UC-4 AHOD" Commercial Pedestrian North Saint Mary's Urban Corridor Historic Significant Airport Hazard Overlay District and "C-2P HS AHOD"

Commercial Pedestrian Historic Significant Airport Hazard Overlay District on 1.26 acres out of NCB 2870, located at 2734 North Saint Mary's Street. Staff and Zoning Commission recommend Approval, pending Plan Amendment. (Associated Plan Amendment 17078)

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: 1.26 ACRES OUT OF NCB 2870 TO WIT: FROM "C-3NA HS UC-4 AHOD" GENERAL COMMERCIAL NON-ALCOHOLIC SALES NORTH SAINT MARY'S URBAN CORRIDOR HISTORIC SIGNIFICANT AIRPORT HAZARD OVERLAY DISTRICT, "C-1 HS UC-4 AHOD" LIGHT COMMERCIAL NORTH SAINT MARY'S URBAN CORRIDOR HISTORIC SIGNIFICANT AIRPORT HAZARD OVERLAY DISTRICT AND "C-1 HS AHOD" LIGHT COMMERCIAL HISTORIC SIGNIFICANT AIRPORT HAZARD OVERLAY DISTRICT TO "C-2P HS UC-4 AHOD" COMMERCIAL PEDESTRIAN NORTH SAINT MARY'S URBAN CORRIDOR HISTORIC SIGNIFICANT AIRPORT HAZARD OVERLAY DISTRICT.

2017-11-02-0862

- P-3.** PLAN AMENDMENT CASE # 17082 (Council District 2): An Ordinance amending the Arena District/Eastside Community Plan, a component of the Comprehensive Master Plan of the City, by changing the future land use from "Medium Density Residential" to "Regional Commercial" on Lot 28, NCB 3895, located at 103 Denver Boulevard. Staff and Planning Commission recommend Approval. (Associated Zoning Case Z2017268)

2017-11-02-0863

- Z-6.** ZONING CASE # Z2017268 (Council District 2): An Ordinance amending the Zoning District Boundary from "C-3R AHOD" General Commercial Restrictive Alcoholic Sales Airport Hazard Overlay District to "C-3 AHOD" General Commercial Airport Hazard Overlay District on Lot 28, NCB 3895, located at 103 Denver Boulevard. Staff and Zoning Commission recommend Approval, pending Plan Amendment. (Associated Plan Amendment 17082)

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 28, NCB 3895 TO WIT: FROM "C-3R AHOD" GENERAL COMMERCIAL RESTRICTIVE ALCOHOLIC SALES AIRPORT HAZARD OVERLAY DISTRICT TO "C-3 AHOD" GENERAL COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT.

2017-11-02-0864

- Z-7.** ZONING CASE # Z2017251 (Council District 2): An Ordinance amending the Zoning District Boundary from "R-6 AHOD" Residential Single-Family Airport Hazard Overlay District to "IDZ AHOD" Infill Development Zone Airport Hazard Overlay District with uses permitted for two (2) Residential Single-Family Dwellings on the North 105 feet of Lot 8, Block A, NCB 486, located at 302 East Carson Street. Staff and Zoning Commission recommend Approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: NORTH 105 FEET OF LOT 8, BLOCK A, NCB 486 TO WIT: FROM "R-6 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "IDZ AHOD" INFILL DEVELOPMENT ZONE AIRPORT HAZARD OVERLAY DISTRICT WITH USES PERMITTED FOR TWO (2) RESIDENTIAL SINGLE-FAMILY DWELLINGS.

2017-11-02-0865

- P-4.** PLAN AMENDMENT CASE # 17076 (Council District 4): An Ordinance amending the Heritage South Sector Plan, a component of the Comprehensive Master Plan of the City, by changing the future land use from "Country Tier" to "Suburban Tier" on 90.77 acres out of CB 4298, located at 13886 Watson Road. Staff and Planning Commission recommend Approval. (Associated Zoning Case Z2017259)

2017-11-02-0866

- Z-8.** ZONING CASE # Z2017259 (Council District 4): An Ordinance amending the Zoning District Boundary from "R-20 AHOD" Residential Single-Family Airport Hazard Overlay District to "R-5 AHOD" Residential Single-Family Airport Hazard Overlay District on 90.770 acres out of CB 4298, located at 13886 Watson Road. Staff and Zoning Commission recommend Approval, pending Plan Amendment. (Associated Plan Amendment 17076)

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: 90.770 ACRES OUT OF CB 4298 TO WIT: FROM "R-20 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "R-5 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT.

2017-11-02-0868

- Z-11.** ZONING CASE # Z2017256 S (Council District 7): An Ordinance amending the Zoning District Boundary from "C-2 AHOD" Commercial Airport Hazard Overlay District to "C-2 S AHOD" Commercial Airport Hazard Overlay District with Specific Use Authorization for a Hotel on 2.168 acres out of NCB 11610, located at 7201 Wurzbach Road, 7203 Wurzbach Road, and 7215 Wurzbach Road. Staff and Zoning Commission recommend Approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: 2.168 ACRES OUT OF NCB 11610 TO WIT: FROM "C-2 AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT TO "C-2 S AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT WITH SPECIFIC USE AUTHORIZATION FOR A HOTEL.

2017-11-02-0869

- Z-12.** ZONING CASE # Z2017264 S (Council District 8): An Ordinance amending the Zoning District Boundary from "C-1 AHOD" Light Commercial Airport Hazard Overlay District to "C-3 S AHOD" General Commercial Airport Hazard Overlay District with Specific Use Authorization for a Hospital taller than 35-feet on Lot 30, NCB 12830, located at 8026 Floyd Curl 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 30, NCB 12830 TO WIT: FROM FROM "C-1 AHOD" LIGHT COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT TO "C-3S AHOD" GENERAL COMMERCIAL AIRPORT HAZARDOVERLAY DISTRICT WITH SPECIFIC USE AUTHORIZATION FOR A HOSPITAL.

2017-11-02-0871

- Z-14.** ZONING CASE # Z2017254 S (Council District 10): An Ordinance amending the Zoning District Boundary from "C-3 AHOD General Commercial Airport Hazard Overlay District to "C-3 S AHOD" General Commercial Airport Hazard Overlay District with a Specific Use Authorization for a Construction Contractor Facility with Outside Storage on 0.619 acres out of NCB 12097, located at 2571 MacArthur View. Staff and Zoning Commission recommend Approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: 0.619 ACRES OUT OF NCB 12097 TO WIT: FROM "C-3 AHOD" GENERAL COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT TO "C-3 S AHOD" GENERAL COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT WITH A SPECIFIC USE AUTHORIZATION FOR A CONSTRUCTION CONTRACTOR FACILITY WITH OUTDOOR STORAGE.

CONSENT ZONING CONCLUDED

ZONING ITEMS PULLED FOR INDIVIDUAL CONSIDERATION

Mayor Nirenberg addressed Items P-5 and Z-15 jointly at this time.

2017-11-02-0872

P-5. PLAN AMENDMENT CASE # 17061 (Council District 10): An Ordinance amending the San Antonio International Airport Vicinity Land Use Plan, a component of the Comprehensive Master Plan of the City, by changing the future land use from "Medium Density Residential" to "Community Commercial" on 10.35 acres out of NCB 15678, located at 12119 Wetmore Road. Staff and Planning Commission recommend Approval. (Associated Zoning Case Z2017203 S) (Continued from October 5, 2017)

2017-11-02-0873

Z-15. ZONING CASE # Z2017203 CD (Council District 10): An Ordinance amending the Zoning District Boundary from "R-6 AHOD" Residential Single-Family Airport Hazard Overlay District to "NC CD AHOD" Neighborhood Commercial Airport Hazard Overlay District with Conditional Use for Outdoor Athletic Fields on 10.35 acres out of NCB 15678, located at 12119 Wetmore Road. Staff and Zoning Commission recommend Approval with Conditions, pending Plan Amendment. (Associated Plan Amendment 17061) (Continued from October 5, 2017)

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: 10.35 ACRES OF LAND OUT OF NCB 15678 TO WIT: FROM "R-6 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "R-6 CD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT WITH CONDITION USE FOR OUTDOOR ATHLETIC FIELDS.

Melissa Ramirez presented Item P-5 and stated that it would amend the San Antonio International Airport Vicinity Land Use Plan. She noted that staff and the Planning Commission recommended approval.

For Item Z-15, she stated that staff and the Zoning Commission recommended approval with the following conditions: 1) Hours of Operation are 10 am to 9 pm; and 2) Require an eight-foot solid screen fence adjacent to residential uses. She reported that of 81 notices mailed; six were returned in favor and 18 in opposition. She noted that the Stone Ridge Homeowners Association was in support of the request.

Patrick Christensen stated that they had worked with the Stone Ridge Neighborhood Association and are amending their request to R-6 CD. Additionally, they have agreed to the following conditions: 1) Downward lighting; 2) Property secured and gated when not in operation; and 3) Hours of operation from 8:00 am to 9:00 pm.

Mayor Nirenberg called upon the citizens registered to speak.

Ed Garza stated that he was the President of the Alamo Area Youth Soccer Association and supportive of the request. He noted that he was pleased that they would provide neighborhood youth soccer in the area and that conditions were agreed upon.

Eric Schautteet stated that he was not opposed to soccer fields but was concerned with access to the location.

Councilmember Perry asked of access to the area. Mr. Christensen stated that there was a city private road and they had discussions with the Parks and Recreation Department to allow access to same.

Councilmember Perry moved to approve Items P-5 and Z-15 with an R-6 CD designation and the following conditions: 1) Downward lighting; 2) Property secured and gated when not in operation; and 3) Hours of operation from 8:00 am to 9:00 pm. Councilmember Shaw seconded the motion. The motion prevailed by the following vote:

AYE: 10 - Mayor Nirenberg, Treviño, Shaw, Viagran, Saldaña, Gonzales, Brockhouse, Pelaez, Courage and Perry

ABSTAIN: 1 - Sandoval

Items P-1 and Z-4 were addressed jointly.

CONTINUED TO DECEMBER 7, 2017

- P-1.** PLAN AMENDMENT CASE # 17077 (Council District 1): An Ordinance amending the Midtown Neighborhoods Plan, a component of the Comprehensive Master Plan of the City, by changing the future land use from "Medium Density Residential" to "Mixed Use" on Lot 28, Block 3, NCB 3032 and 0.0032 acres out of Lot 31, Block 3, NCB 3032, located at 115 Cincinnati Avenue. Staff and Planning Commission recommend Approval. (Associated Zoning Case Z2017265)

CONTINUED TO DECEMBER 7, 2017

- Z-4.** ZONING CASE # Z2017265 (Council District 1): An Ordinance amending the Zoning District Boundary from "R-6 NCD-5 AHOD" Residential Single-Family Beacon Hill Neighborhood Conservation Airport Hazard Overlay District to "C-2 NCD-5 AHOD" Commercial Beacon Hill Neighborhood Conservation Airport Hazard Overlay District on Lot 28, Block 3, NCB 3032 and 0.0032 acres out of Lot 31, Block 3, NCB 3032, located at 115 Cincinnati Avenue. Staff and Zoning Commission recommend Approval, pending Plan Amendment. (Associated Plan Amendment 17077)

Melissa Ramirez presented Item P-1 and stated that it would amend the Midtown Neighborhoods Plan. She noted that staff and the Planning Commission recommended approval.

For Item Z-4, she reported that staff and the Zoning Commission recommended approval. She stated that of 28 notices mailed; one was returned in favor and none in opposition.

Councilmember Treviño moved to continue Items P-1 and Z-4 to December 7, 2017. Councilmember Shaw seconded the motion. The motion to continue prevailed by the following vote:

AYE: 11 - Mayor Nirenberg, Treviño, Shaw, Viagran, Saldaña, Gonzales, Brockhouse, Sandoval, Pelaez, Courage and Perry

CONTINUED TO DECEMBER 7, 2017

- Z-9.** ZONING CASE # Z2017269 (Council District 5): An Ordinance amending the Zoning District Boundary from "I-1 AHOD" General Industrial Airport Hazard Overlay District to "C-2 AHOD" Commercial Airport Hazard Overlay District on Lot 396G, NCB 7853, located at 6623 South Zarzamora Street. Staff and Zoning Commission recommend Approval.

Melissa Ramirez presented Item Z-9 and stated that staff and the Zoning Commission

recommended approval. She reported that of 34 notices mailed; one was returned in favor and none in opposition.

Councilmember Gonzales moved to continue Item Z-9 until December 7, 2017. Councilmember Viagran seconded the motion. The motion to continue prevailed by the following vote:

AYE: 11 - Mayor Nirenberg, Treviño, Shaw, Viagran, Saldaña, Gonzales, Brockhouse, Sandoval, Pelaez, Courage and Perry

2017-11-02-0867

Z-10. ZONING CASE # Z2017223 CD (Council District 5): An Ordinance amending the Zoning District Boundary from "I-2 AHOD" Heavy Industrial Airport Hazard Overlay District to "C-1 CD AHOD" Light Commercial Airport Hazard Overlay District with Conditional Use for Motor Vehicles Sales (Full Service) on Lots 6, 7, 8, 9, 10, 26, 27, 28, 29, Block 30, NCB 8523, located at 1320 Somerset Road. 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 6, 7, 8, 9, 10, 26, 27, 28, 29, BLOCK 30, NCB 8523 TO WIT: FROM "I-2 AHOD" HEAVY INDUSTRIAL AIRPORT HAZARD OVERLAY DISTRICT TO "C-1 CD AHOD" LIGHT COMMERCIAL WITH CONDITIONAL USE FOR MOTOR VEHICLE SALES (FULL SERVICE) AIRPORT HAZARD OVERLAY DISTRICT.

Melissa Ramirez presented Item Z-10 and stated that staff and the Zoning Commission recommended approval with the following conditions: 1) No outside amplification systems; and 2) No temporary signs such as banners, flags, wind-wavers or pennants. She reported that of 18 notices mailed; none were returned in favor or opposition.

Councilmember Gonzales moved to approve Item Z-10 with the conditions read by staff. Councilmember Saldaña seconded the motion. The motion prevailed by the following vote:

AYE: 11 - Mayor Nirenberg, Treviño, Shaw, Viagran, Saldaña, Gonzales, Brockhouse, Sandoval, Pelaez, Courage and Perry

2017-11-02-0870

Z-13. ZONING CASE # Z2017180 CD S ERZD (Council District 8): An Ordinance amending the Zoning District Boundary from "C-2 S CC ERZD MLOD-1"

Commercial Military Lighting Overlay Edwards Recharge Zone District with a Specific Use Permit and Special City Council Approval for a Small Animal Clinic with Overnight Boarding to "C-2 CD MLOD-1" Commercial Military Lighting Overlay District with Conditional Use for a Veterinary Hospital - Small Animal with Outdoor Uses permitted and "C-2 CD S MLOD-1 ERZD" Commercial Camp Bullis Military Lighting Overlay Edwards Recharge Zone District with Conditional Use and Specific Use Authorization for a Veterinary Hospital - Small Animal with Outdoor Uses permitted (the boundary of the ERZD remains unchanged) on Lot 9, Block 22, NCB 14732, located at 12058 Vance Jackson Road. 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: LOT 9, BLOCK 22, NCB 14732 TO WIT: FROM "C-2 S CC ERZD MLOD-1" COMMERCIAL WITH A SPECIFIC USE PERMIT AND SPECIAL CITY COUNCIL APPROVAL FOR A SMALL ANIMAL CLINIC WITH OVERNIGHT BOARDING MILITARY LIGHTING OVERLAY EDWARDS RECHARGE ZONE DISTRICT TO "C-2 CD MLOD" COMMERCIAL MILITARY LIGHTING OVERLAY DISTRICT WITH A CONDITIONAL USE FOR A VETERINARY HOSPITAL – SMALL ANIMAL WITH OUTDOOR USES PERMITTED AND "C-2 CD S MLOD ERZD" COMMERCIAL MILITARY LIGHTING OVERLAY EDWARDS RECHARGE ZONE DISTRICT WITH A CONDITIONAL USE FOR A VETERINARY HOSPITAL – SMALL ANIMAL WITH OUTDOOR USES PERMITTED.

Melissa Ramirez presented Item Z-13 and stated that staff and the Zoning Commission recommended approval with the following conditions: 1) No more than eight animals in outside areas at one time; 2) Physical employee supervision of animals when animals go outside; and 3) Requires an eight-foot fence along the east side of the property. She noted that the applicant had agreed to an additional condition of no outdoor runs, pens, paddocks, boarding, and training. She reported that of 10 notices mailed; one was returned in favor and one in opposition.

Mayor Nirenberg called upon the citizens registered to speak.

Michele Haussmann stated that she was representing the LCK Family in opposition to the request. She noted concerns with barking dogs that would negatively affect businesses in the area.

Karl Baker stated that he was an attorney also representing the LCK Family in opposition to the request. He noted that there was an appeal pending before the Zoning Board of

Adjustment and would like for this case to be delayed.

David Darr stated that he was the owner of the property located at 12050 Vance Jackson and was opposed to the request. He noted concerns with barking dogs and the negative impact to property value.

Jason Linaham spoke in opposition to the request noting concerns with noise and compatibility. He asked that the case be delayed in order to address their issues.

Ken Brown stated that they had purchased the building from Mr. David Darr and he was aware of how they would utilize the facility. He added that the applicant was amenable to the conditions.

Councilmember Pelaez asked staff how many times the case had been continued at the Zoning Commission. Catherine Hernandez stated that it had been continued three times. Councilmember Pelaez thanked everyone for their work and stated that this was the best solution possible.

Councilmember Pelaez moved to approve Item Z-13 with the four conditions read by staff. Councilmember Courage seconded the motion. The motion prevailed by the following vote:

AYE: 10 - Mayor Nirenberg, Treviño, Shaw, Viagran, Saldaña, Brockhouse, Sandoval, Pelaez, Courage and Perry

ABSENT: 1 - Gonzales

ADJOURNMENT

There being no further discussion, Mayor Nirenberg adjourned the meeting at 2:57 pm.

APPROVED

RON NIRENBERG
MAYOR

ATTEST:

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