

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



**FINAL
Meeting Minutes
City Council B Session**

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

Wednesday, December 2, 2015

2:00 PM

Municipal Plaza Building

The City Council of San Antonio convened in the "B" Room of the Municipal Plaza Building. 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

EXECUTIVE SESSION

Mayor Taylor called the meeting to order and announced that they would first address Executive Session. She recessed the meeting into Executive Session at 2:09 pm for discussion on the following:

- A.** Deliberations regarding economic development negotiations and discuss related legal issues pursuant to Texas Government Code Sections 551.087 (economic development) and 551.071 (consultation with attorney).
- B.** Deliberate the purchase, exchange, lease or value of real property and discuss related legal issues pursuant to Texas Government Code Sections 551.072 (real property) and 551.071 (consultation with attorney).

- C. Discuss legal issues related to collective bargaining pursuant to Texas Government Code Section 551.071 (consultation with attorney).

RECONVENED

Mayor Taylor reconvened the meeting at 3:15 pm and announced that no action was taken in Executive Session. She addressed Item 1.

1. Briefing on an Ordinance amending Chapter 35, Unified Development Code, of the City of San Antonio, Texas, by correcting clerical and formatting items; making major amendments; making minor amendments; clarifying items; and amending definitions pursuant to Section 35-111 of the Unified Development Code, and providing for publication. [Erik Walsh, Deputy City Manager; Roderick Sanchez, Director, Development Services]

Rod Sanchez presented information on the Unified Development Code (UDC) noting that it was adopted on May 3, 2001. He stated that it allowed for updates every five years and that amendments could be submitted by City Staff, Zoning & Planning Commissions, and Others. He noted that in May 2015; 260 amendments were submitted by 30 Internal/External Agencies and Private Citizens. He outlined the process utilized to vet the amendments and reported that 33 of the 76 External Amendments met the criteria of Clarification or Editing; 43 did not meet the criteria and did not move forward. He spoke of the Planning Commission Sponsored Amendment to the submission by Robert Barry and Timothy Barker regarding the Zoning Matrix Ambulatory Surgical Center. He stated that the Planning Commission determined that the submitted amendment did not meet UDC Criteria and staff to create an Ambulatory Surgical Center Definition with no impact to the Zoning Matrix.

Mr. Sanchez provided an overview of other amendments including Storm Water Design, Food Policy Council, and Sidewalk Relief for Small Businesses. He reported that all of the amendments were recommended for approval with the exception of three: 1) Allowing the city to place a lien on Historic Properties to recoup funds spent to correct violations; 2) Require provision of bicycle facilities on all collectors, secondary, and primary arterials; and 3) Definition of Ambulatory Surgical Center. He stated that the Technical Advisory Committee (TAC) recommended approval of the remaining UDC Amendments related to Low Impact Development (LID) and Conservation Subdivision. He added that next steps would include a presentation to the City Council Committee in January and the full City Council in February 2016.

Mayor Taylor thanked staff for their work and asked where citizens could review all of the amendments. Mr. Sanchez replied that they were available on the Development Services Website.

Councilmember Warrick asked of the amendment related to Urban Farms. Mr. Sanchez stated that the density for said lots were so small that retail could be detrimental. Councilmember Warrick asked of reducing the speed limit to 25 miles per hour (mph) for Safe Streets SA. Mr. Mike Frisbie stated that State Law authorized the speed limit at 30 mph and they could not override same.

Councilmember Gallagher asked of the amendment related to Ambulatory Surgical Centers (ASC). Mr. Sanchez replied that the Planning Commission was recommending that ASCs continue to be allowed where they are today as they provided outpatient services and did not have a great amount of traffic. Councilmember Gallagher spoke of the citizens that had spoken in opposition to the ASC Amendment due to their proximity to neighborhoods.

Councilmember Viagran asked how developers would know that their project was eligible for Low Impact Developments (LIDs). Mr. Art Reinhardt stated that the Ordinance would apply to Commercial and Residential Development and incentives would apply to all. Councilmember Viagran asked of the denial of the Amendment to require bicycle facilities on all collectors, secondary, and primary arterials by the TAC and Planning Commission. Mr. Frisbie replied that the Development Community felt that they should only be required to install bike lanes if included in the Master Plan. Councilmember Viagran spoke of the importance of filling sidewalk gaps throughout the city.

Councilmember Gonzales asked of the process for voting on the three amendments that are still in question. Mr. Sanchez replied that all of the amendments were moving forward as one package; however, the City Council had the opportunity to pull any amendment.

Councilmember Nirenberg asked of conduits to lay fiber lines for future projects and if they could be added to the Code. Mr. Frisbie replied that it was standard on City Projects and could be included in future discussions. Councilmember Nirenberg spoke of the high growth development in District 8 and the challenges with commercial development.

Councilmember Krier asked of the process to amend Storm Water Design. Mr. Reinhardt stated that they did not anticipate any amendments to Storm Water Design but could be included in the future if necessary. Councilmember Krier asked of LIDs. Mr. Sanchez stated that LIDs would be included in the Code as an option and staff had worked with the San Antonio River Authority to incorporate into the Code in February 2016.

Councilmember Krier stated that he was sympathetic to the concerns raised by citizens regarding ASCs.

Councilmember Treviño commended staff for their work on the amendments and stated that it was important to be flexible regarding new technology such as LIDs.

Mayor Taylor thanked staff for the presentation and stated that she looked forward to additional discussion on ASCs.

2. A Briefing on the Public Safety Regional Radio System. [Ben Gorzell, Chief Financial Officer; Chief William McManus, San Antonio Police Department; Chief Charles N. Hood, San Antonio Fire Department]

Ben Gorzell presented information regarding the Public Safety Regional Radio System. He stated that the System was implemented in 2004, had 11,000 subscribers, and provided 1,200 square miles of coverage. He provided an overview of the Radio System Usage by the City of San Antonio, Bexar County, and 56 External Agencies. He reported that the City operated 5,699 Radios of which 4,455 were utilized by Public Safety and 1,244 were utilized by Other Departments. He noted that \$38.2 Million was the Radio System Available Budget and that Annual Operating Costs totaled \$3.4 Million. He highlighted the Solicitation Process: 1) Request for Qualifications (RFQ); 2) Evaluation; 3) Non-Disclosure Statement; and 4) Request for Proposals (RFP). He outlined the RFP Evaluation Criteria and Timeline. Chief McManus stated that of 3,285 Police Radios; 2,428 were in need of replacement. Chief Hood stated that the Fire Department had 1,170 Radios of which 708 needed to be replaced. Mr. Gorzell stated that staff recommended to release the RFQ on December 7th for the purchase of 1,547 Radios. He added that a preliminary update would be provided to the City Council in May 2016.

Councilmember Viagran thanked staff for their work and asked of the System Replacement and Utilities. Mr. Gorzell replied that they were requesting that those that submit a proposal present options to include and not include Utilities. He added that the Tower and Infrastructure did not tie the City to any particular vendor. Councilmember Viagran referenced the Fusion Center and spoke of the importance of interoperability with Regional Entities.

Councilmember Medina stated that it was most important to get the radios into the field as quickly as possible. Councilmember Lopez stated that he would like to incorporate what the landscape would look like in the next 5-7 years in the evaluation. He spoke of the need to prepare for significant technology changes over the next few years.

Councilmember Krier asked if the radios would allow SAPD to communicate with Bexar County Law Enforcement. Chief McManus confirmed that they would. Councilmember Krier spoke of the importance of having the best technology for Public Safety.

Councilmember Nirenberg expressed his support for acquiring new radios and concurred with Councilmember Lopez about preparing for future technology.

Councilmember Warrick asked if there was a way to deploy the radios sooner. Mr. Gorzell replied that it would take a few months to receive City Council approval, purchase, program, and deploy the radios.

Mayor Taylor thanked staff for the presentation.

RECESSED

Mayor Taylor recessed the meeting at 5:11 pm and announced that they would reconvene in the Council Chambers at 5:15 pm for Ceremonials.

CEREMONIALS

Mayor Taylor reconvened the meeting at 5:15 pm and addressed the Ceremonial Items. City Clerk Vacek announced that Councilmember Krier was attending a meeting on behalf of Mayor Taylor and would not be present.

Mayor Taylor presented a Citation to the Young Women's Leadership Academy in recognition of being named a 2015 National Blue Ribbon School by the U.S. Department of Education for its Academic Excellence. It was noted that the Blue Ribbon Honor was awarded to elementary, middle and high schools (both public and private) for excellent academics or for closing achievement gaps among students. Additionally, the Young Women's Leadership Academy was one of 335 U.S. Schools, and the only Bexar County School selected this year.

Mayor Taylor recognized representatives from the U.S. Army All-American Bowl that will be held January 9, 2016 in the Alamodome. It was noted that the Bowl is the nation's premier High School Football Game, featuring the best 90 players in a classic East vs. West Match-up. It was also noted that the Bowl has consistently featured the nation's most elite football players, providing a launching pad for College and NFL Stars.

RECESSED

Mayor Taylor recessed the meeting at 5:45 pm and announced that they would reconvene at 6:00 pm for Citizens to be Heard.

CITIZENS TO BE HEARD

In the absence of Mayor Taylor, Mayor Pro Tem Lopez presided over the meeting. He called upon the citizens registered to speak.

Mark Perez expressed concern with the increase in Storm Water Fees and Ordinances that are not being enforced.

Mike Knuffke addressed the City Council and noted concerns with the Management of the Development Services Department. He spoke in opposition to the proposed amendment to the Unified Development Code (UDC) regarding Ambulatory Surgical Centers.

Patrick Von Dohlen showed a video of a Zoning Commission Meeting in which the UDC Amendments were voted on. He expressed concern with the proposed amendment regarding Ambulatory Surgical Centers.

Aaron Castro representing Superior Ambulance addressed the City Council and expressed concern with the City of San Antonio Private Ambulance Service Annual Franchise Fee. He expressed concern that they had not been involved in the discussions prior to approval of the fee. He presented letters from Pete Kosko, President of ShurMed EMS, and Jason & Stephanie Peterek of United Ambulance, in opposition to the fee.

Bryan Hummel provided a photo of a Water Harvesting Strategy in China and noted that same concept should be implemented in San Antonio. He also expressed concern that the springs in San Pedro Park rarely flow.

Aaron Castro asked that the Council continue the conversation regarding the new Private Ambulance Service Annual Franchise Fee.

Philip Trickett spoke in opposition to the Planned Parenthood Facility located at 2140 Babcock Road.

Sylvia Villarreal spoke in opposition to the Proposed UDC Amendment regarding Ambulatory Surgical Centers and noted concerns with the zoning of the Planned Parenthood Facility located at 2140 Babcock Road.

Kellie Gretchel spoke in opposition to the zoning of the Planned Parenthood Facility located at 2140 Babcock Road.

Danny Petri expressed concerns with the management of the Development Services Department and the Proposed UDC Amendment regarding Ambulatory Surgical Centers.

Faris Hodge, Jr. submitted written testimony consisting of various newspaper articles on subjects to include Human Trafficking, Environmental Protection Agency, San Antonio Police Department, San Antonio Fire Department, and the 2016 Presidential Election.

ADJOURNMENT

There being no further discussion, Mayor Pro Tem Lopez adjourned the meeting at 6:44 pm.

APPROVED

IVY R. TAYLOR
MAYOR

ATTEST:

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