

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



**FINAL
Meeting Minutes
City Council A Session**

City Hall Complex
105 Main Plaza
San Antonio, Texas 78205

Thursday, November 30, 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: 10 - Mayor Nirenberg, Treviño, Shaw, Saldaña, Gonzales, Brockhouse, Sandoval, Pelaez, Courage and Perry

ABSENT: 1 - Viagran

Mrs. Vacek announced that Councilmember Viagran was attending the US/ICOMOS World Heritage Preservation Leadership Forum and Benefit in Washington, D.C.

Mayor Nirenberg congratulated Councilmember Gonzales on the birth of a baby girl. Councilmember Gonzales thanked everyone for their warm wishes and stated that her daughter Celina was healthy and doing well.

1. The Invocation was delivered by Sister Consuelo Tovar, DC, Director, Mission Integration, Daughters of Charity Services, guest of Councilmember Rey Saldaña, District 4.

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 October 4 - 5, 2017

Councilmember Saldaña moved to approve the Minutes for the City Council Regular Meetings of October 4 5, 2017. Councilmember Shaw seconded the motion. The motion prevailed by the following vote:

AYE: 9 - Mayor Nirenberg, Treviño, Shaw, Saldaña, Gonzales, Brockhouse, Sandoval, Courage and Perry

ABSENT: 2 - Viagran and Pelaez

POINTS OF PERSONAL PRIVILEGE

Mayor Nirenberg recognized Frank Burney who spoke of the US Army All-American Bowl. He introduced Brigadier General Kevin Vereen, Deputy Commanding General Operations, U.S. Army Recruiting Command, who thanked the City Council for their support. He stated that the Army was proud and honored to host the All-American Bowl in San Antonio and thanked all of the individuals that had served in the military. Nate Seamon, Event Director of the All-American Games, thanked the City of San Antonio for their help to make the event a great success year after year. Mayor Nirenberg thanked everyone involved with the event and noted that two San Antonio High School Students would be playing in the game.

Councilmember Perry welcomed four undergraduate students and one faculty member from Kumamoto University in the Sister City of Kumamoto, Japan. He noted that they would be meeting with UTSA regarding graduate programs, as well as learning about U.S. protocol for natural disaster response. Professor Steven Sanyo thanked the City Council for the recognition and stated that they were pleased to be visiting San Antonio. Mayor Nirenberg welcomed them to San Antonio.

Councilmember Courage recognized former Councilmember Robert Marbut and his Honors Government Class from Northwest Vista College. A student addressed the City Council and stated that it was an honor to be present to see the inner workings of the City of San Antonio. Mayor Nirenberg welcomed them to the Council Meeting.

CONSENT AGENDA ITEMS

Items 14, 15, 17, 19, 20, 21, and 27 were pulled for Individual Consideration.

Councilmember Treviño moved to approve the remaining Consent Agenda Items. Councilmember Shaw seconded the motion.

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

Jack M. Finger asked how the grant funds for Improving HIV Outcomes through Collaboration (Item 17) would be used. He noted that while supplemental documents for council candidates were a good initiative; disputes would still have to go to State Court (Item 21). He asked of the Climate Action and Adaptation Plan (Item 31).

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

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

ABSENT: 1 - Viagran

2017-11-30-0901

4. An Ordinance authorizing a contract with Accu-Aire Mechanical, LLC to provide preventative HVAC maintenance and repairs for telecommunication spaces for an annual estimated amount of \$149,000.00, funded from the FY 2018 ITSD Fund operating budget. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer, Finance]

2017-11-30-0902

5. An Ordinance accepting the offer from Spurs Sports and Entertainment, LLC to provide advertising services promoting the City's Residential Recycling Program for an amount not to exceed \$195,000.00, funded from the FY 2018 Solid Waste Operating and Maintenance Fund. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer, Finance]

2017-11-30-0903

6. An Ordinance accepting the offer from Mac Haik Dodge Chrysler Jeep to provide an estimated quantity of 39 turnkey Type I Ambulances for a total cost of \$11,404,385.54, funded from the Equipment Renewal and Replacement Fund and through a Municipal Lease Program. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer, Finance]

2017-11-30-0904

7. An Ordinance accepting the offer from Siddons-Martin Emergency Group to provide an estimated quantity of 15 velocity trucks for the San Antonio Fire Department for a total cost of \$17,854,387.00, funded from the Equipment Renewal and Replacement

Fund and through a Municipal Lease Program. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer, Finance]

2017-11-30-0905

8. An Ordinance authorizing a contract with Consolidated Traffic Controls, Inc. for school zone flasher communication system for an estimated annual cost of \$317,000.00, funded from the FY 2018 General Fund. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer, Finance]
9. Consideration of the following two items relating to Municipal Commercial Garbage Collection, Disposal and Recycling Services: [Ben Gorzell, Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer, Finance]

2017-11-30-0906

- 9A. An Ordinance authorizing a contract with BFI Waste Services of Texas, LP, dba Allied Waste Services of San Antonio / Republic Services of San Antonio to provide commercial garbage collection, disposal and recycling services for the City of San Antonio municipal facilities for an estimated annual cost of \$910,000.00, funded from the FY 2018 Operating Budget.

2017-11-30-0907

- 9B. An Ordinance authorizing an amendment to the contract with Waste Management of Texas, Inc. to extend the term of the contract for an additional 60 days for an estimated amount of \$146,000.00, funded from the FY 2018 Operating Budget.

2017-11-30-0908

10. An Ordinance authorizing a Job Order Contract with The Brandt Companies, LLC for the installation of eight HVAC units for the Terminal A Renovations Phase III Project at the San Antonio International Airport in the total amount of \$667,124.00. [Peter Zaroni, Deputy City Manager; Russell Handy, Director, Aviation]

2017-11-30-0909

11. An Ordinance authorizing a construction contract with J3 Company, LLC in the amount of \$188,810.96 for the storm water outfalls repairs at Stinson Municipal Airport and appropriating funds into the project. [Peter Zaroni, Deputy City Manager; Russell Handy, Director, Aviation]

2017-11-30-0910

12. An Ordinance for the Animal Care Services Veterinary Clinic HVAC Upgrade Project, accepting the lowest responsive bid and awarding a construction contract including an additive alternate to Accu-Aire Mechanical LLC in the total amount of

\$150,407.00, an FY 2017 Deferred Maintenance Program funded project, located in Council District 6. [Roderick Sanchez, Assistant City Manager; Jorge A. Perez, Director, Building and Equipment Services]

2017-11-30-0911

13. An Ordinance authorizing two task order construction contracts with M&M Striping & Power Washing, LLC, in an amount not to exceed \$3,208,037.00 for Package A and \$2,999,193.20 for Package B to provide pavement markings related to the FY 2018 - FY 2022 Adopted Five Year Infrastructure Management Program and other projects. [Peter Zaroni, Deputy City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]

2017-11-30-0915

16. An Ordinance authorizing execution of a Lease Agreement for land from I.H. 37 Land, Ltd. for a term of 20 years for the development of the Salado Creek Greenway Trail (Southside Lions Park to Southeast Military Drive) project, included in the FY 2018-2023 Capital Improvement Program budget, located in Council District 3. [María Villagómez, Assistant City Manager; Xavier D. Urrutia, Director, Parks and Recreation]

2017-11-30-0917

18. An Ordinance authorizing the submission of a grant application to, and the acceptance of funds if awarded, from the National Association of County and City Health Officials for the 2018 Medical Reserve Corp Challenge Awards Grant in an amount not to exceed \$7,500.00 beginning in March 2018. [Erik Walsh, Deputy City Manager; Colleen M. Bridger, MPH, PhD, Director of Health]
22. 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) Appointing Michelle Lugalía-Hollon (District 2) and Vicki A. Berchard Spaulding (District 9) to the Affirmative Action Advisory Committee.
- B) Reappointing Tamara A. Tapman (District 9) to the Brooks Development Authority.
- C) Appointing Richard Delgado, Jr. (Mayoral) and Stephen Bachran (District 9) to the

City Commission on Veterans Affairs.

D) Appointing Larry W. Graf (District 9) to the Citizens' Environmental Advisory Committee.

E) Appointing Tatum S. Spriester (Mayoral), Elena Tamez (District 9), and reappointing Lauren E. Dones (District 9) to the San Antonio Youth Commission.

F) Reappointing Steven A. Gonzales (District 9) to the Small Business Advocacy Committee.

G) Appointing Linda Hardberger (Mayoral) and reappointing Valeria Hernandez (District 5), and Freda Facey (District 9) to the San Antonio Arts Commission.

H) Appointing Isabel de la Riva (District 9) to the Mayor's Commission on the Status of Women.

I) Reappointing Alan C. Neff (District 2) to the Zoning Board of Adjustment.

J) Reappointing Susan S. Beldon (District 9) to the Animal Care Services Advisory Board.

K) Reappointing Homer D. Nelson (District 9) to the Building Standards Board.

L) Appointing Heidi B. Schoenfeld (Mayoral) to the SA2020 Commission on Education.

M) Appointing John Alvarez (Mayoral) to the SA2020 Commission on Strengthening Family Well-being.

N) Appointing Lila Aguirre (Mayoral) to the City County Joint Commission on Elderly Affairs.

O) Reappointing John F. Kent (District 9) to the Linear Creekway Parks Advisory Board.

P) Reappointing Wade B. Shelton (District 9) to the Ethics Review Board for the remainder of an unexpired term of office to expire April 25, 2019.

Q) Reappointing Marcia L. Ince (District 9) to the San Antonio Public Library Board of Trustees for the remainder of an unexpired term of office to expire September 30, 2019.

23. Consideration of the following appointments to Boards, Commissions and Committees as requested by Mayor Ron Nirenberg for the remainder of unexpired terms of office to expire May 31, 2019 unless otherwise indicated below: [Leticia M. Vacek, City Clerk]

A) Appointing Tom Silliman, Councilmember Rebecca J. Viagran, and Councilmember John Courage to the Fire and Police Pre-Funded Health Care Trust Fund.

B) Appointing Reed Williams, Councilmember William “Cruz” Shaw, and Councilmember Clayton H. Perry to the Fire and Police Pension Fund.

C) Reappointing Mayor Ron Nirenberg, Councilmember Rey Saldaña, Jim Campbell (Community Rep), Ina M. Minjarez (Community Rep), and Art Reinhardt (Community Rep) to the San Antonio Mobility Coalition (SAMCo).

2017-11-30-0921

24. An Ordinance authorizing a contract in an amount up to \$100,000.00 with Petshotz, Inc. to provide veterinary in-house surgical services for a term of October 1, 2017 through September 30, 2018 with a one-year renewal option. [María Villagómez, Assistant City Manager; Heber Lefgren, Director, Animal Care Services]

2017-11-30-0922

25. An Ordinance authorizing a one-year Memorandum of Agreement with the Lost Dogs of Texas to assist Animal Care Services in reuniting stray animals with their owners with the option to renew two consecutive one-year terms. [María Villagómez, Assistant City Manager; Heber Lefgren, Director, Animal Care Services]

2017-11-30-0923

26. An Ordinance authorizing one-year on-call professional services agreements, with a one year extension option, with EnSafe Inc., Stearns, Conrad and Schmidt, Consulting Engineers, Inc (dba SCS Engineers), and Terracon Consultants, Inc. to provide environmental consultant services for the City’s Brownfield Redevelopment Program in a total amount of approximately \$500,000.00. [Lori Houston, Assistant City Manager; John Jacks, Director, Center City Development & Operations]

2017-11-30-0924

28. An Ordinance authoring an agreement with San Antonio MTA, L.P. d/b/a Verizon Wireless for the design, installation, operation and maintenance of a neutral-host Distributed Antenna System at the Henry B. González Convention Center. [Carlos Contreras, Assistant City Manager; Michael Sawaya, Director, Convention & Sports Facilities]

2017-11-30-0046R

29. A Resolution authorizing the reimbursement of up to \$17,000,000.00 previously expended by the City for Fire equipment, Solid Waste equipment, and a police helicopter, from the proceeds of a 2018 Master Tax-Exempt Lease Purchase Agreement [Ben Gorzell, Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer, Finance]

2017-11-30-0925

30. An Ordinance requesting the extension of line-of duty injury leave for San Antonio Fire Department Fire Engineer Christopher Hudson. [Erik J. Walsh, Deputy City Manager; Charles N. Hood, Fire Chief]

2017-11-30-0926

31. An Ordinance authorizing an Interagency Participation Agreement with CPS Energy and the University of Texas at San Antonio, in coordination with the City of San Antonio's Office of Sustainability, to develop a Climate Action and Adaptation Plan, through funding in an amount up to \$500,000.00 allocated within a collaboration agreement between CPS Energy and UTSA. [Roderick Sanchez, Assistant City Manager; Douglas Melnick, Chief Sustainability Officer]

2017-11-30-0927

32. An Ordinance authorizing the execution of three On-Call Traffic Engineering Services Agreements with Kimley-Horn and Associates, Inc., Pape-Dawson Consulting Engineers, Inc., and WSP USA, Inc. each in an amount not to exceed \$250,000.00 per year for a term of one year, with an option to renew for up to two additional one year extensions under the same terms and conditions for a possible maximum contract value not to exceed \$750,000.00 to provide as-needed professional traffic engineering consulting services. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]

CONSENT ITEMS CONCLUDED

ITEMS PULLED FOR INDIVIDUAL CONSIDERATION

City Clerk Vacek read the caption for Item 14:

2017-11-30-0912

- 14.** An Ordinance for the first phase of the Lincoln Park Improvement Project, a 2017–2022 Bond project, authorizing a task order to a Job Order Contract payable to Davila Construction, Inc., in an amount not to exceed \$635,000.00 funded from a Donation Agreement with Charles C. Butt and the Tricentennial Commission. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]

Mike Frisbie highlighted the improvements that would be made at Lincoln Park to include a splash pad, walkways, playgrounds, shade canopies, security lighting and Wi-Fi. He stated that \$1 million was funded from the 2017 Bond Program while another \$1 million was donated by Mr. Charles Butt. He noted that Phase I would include construction of a splash pad adjacent to the pool and sidewalks connecting to the neighborhood. He added that staff recommended approval of a construction contract with Davila Construction, Inc. in an amount not to exceed \$635,000.

Councilmember Shaw asked if there had been community input on the project. Xavier Urrutia replied that there had been public engagement to ensure the public had input. Councilmember Shaw asked when Wi-Fi access would be available. Mr. Urrutia replied that would be done during the second phase. Councilmember Shaw thanked all for their work and pleased that Davila Construction was awarded the contract as they were located in District 2.

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

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

ABSENT: 1 - Viagran

Items 15A and 15B were addressed jointly. City Clerk Vacek read the captions for Items 15A and 15B:

- 15.** Consideration of the following items related to railroad crossing safety improvements

in Council Districts 2 and 5: [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]

2017-11-30-0913

- 15A.** An Ordinance authorizing the execution of a reimbursement agreement with Union Pacific Railroad Company to pay to the City fifty percent of the cost, or \$21,945.00, for the City's construction and installation of two roadway clearance height curtains on S. St. Mary's Street between Jacobs Street and W. Whittier Street near the UPRR bridge located at UPRR's Milepost 210.98 (DOT#1 764297T) in Council District 5.

2017-11-30-0914

- 15B.** An Ordinance authorizing the execution of a reimbursement agreement with Union Pacific Railroad Company to pay to the City fifty percent of the cost, or \$5,906.00, for the City's installation of railroad crossing pavement marking refreshments on E. Commerce Street, Harriman Place, Pendleton Avenue and S. Brazos Street, located in Council Districts 2 and 5.

Mike Frisbie stated that staff was requesting authorization to execute two reimbursement agreements with Union Pacific Railroad Company to accept 50% of the cost for the City's construction and installation of two roadway clearance height curtains and railroad crossing pavement marking refreshments. He noted that the roadway clearance height curtains were needed as there had been 22 oversized vehicle strikes to the S. St. Mary's Street Railroad Bridge from 2015-2017. He provided an overview of the railroad crossing pavement markings that would be refreshed. He outlined the fiscal impact and mentioned that construction was scheduled for completion in March 2018.

Councilmember Shaw thanked everyone for their work on the railroad crossings and stated that he looked forward to additional conversations regarding railroads in the city.

Councilmember Gonzales stated that there had been issues with the St. Mary's Street Bridge for many years and asked why it had taken so long for a solution. Mr. Frisbie replied that they had to follow a design process and agreement with the railroad. Councilmember Gonzales asked if the trucks would be re-routed through the neighborhood if they did not have sufficient clearance. Mr. Frisbie replied that he would follow up. Councilmember Gonzales asked of potential issues with underpasses. Mr. Frisbie replied that they caused challenges during heavy storms as it was difficult to get water drained.

Councilmember Courage stated that he was concerned that the notification may not be loud enough for drivers. Mr. Frisbie replied that they were utilizing a Union Pacific Railroad best practice and had been tested and deployed in multiple states due to its effectiveness.

Councilmember Shaw moved to adopt the Ordinances for Items 15A and 15B. Councilmember Treviño seconded the motion. The motion prevailed by the following vote:

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

ABSENT: 1 - Viagran

City Clerk Vacek read the caption for Item 17:

2017-11-30-0916

17. An Ordinance authorizing the acceptance of funds from the National Association of County and City Health Officials for the Improving HIV Outcomes through Collaboration: Supporting Partnership Development and Action Planning between Local Health Department and Community Health Centers Grant in an amount not to exceed \$20,000.00 beginning December 1, 2017. [Erik Walsh, Deputy City Manager; Colleen M. Bridger, MPH, PhD, Director of Health]

Councilmember Sandoval commended the Metro Health Department for their work on HIV Prevention and noted that it was a serious concern in Bexar County.

Councilmember Shaw stated that it was important to address the issue and asked the City Councilmembers to help increase the number of individuals getting tested for HIV.

Councilmember Sandoval 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, Shaw, Saldaña, Gonzales, Brockhouse, Sandoval, Pelaez, Courage and Perry

ABSENT: 1 - Viagran

City Clerk Vacek read the caption for Item 19:

2017-11-30-0918

19. An Ordinance amending Ordinance No. 2017-05-25-0384 and Ordinance 2017-08-17-0571 which authorized the submission of grant applications and acceptance of funds upon award, to the Office of the Governor, Criminal Justice Division, for the Texas Anti-Gang Program and the Rifle-Resistant Body Armor Grant Program. [Erik Walsh, Deputy City Manager; William P. McManus, Chief of Police]

Erik Walsh spoke of the Texas Anti-Gang Program noting that it was a multi-jurisdictional effort made up of local, state, and federal agencies that will operate out of the same facility. He noted that the City of San Antonio had applied to the State for the second year of funding. With regard to the Rifle-Resistant Body Armor Grant Program, Mr. Walsh stated that there was an opportunity for the San Antonio Police Department to receive a significant amount of money from the State to fund the purchase and replacement of body armor. He noted that the grants would be revised to include standard language that was inadvertently left out of both grant applications.

Councilmember Courage asked of the body armor and how many units would be purchased. Deputy Chief Jimmy Reyes replied that any first responder would receive body armor and the amount purchased would depend on the grant awarded.

Councilmember Saldaña spoke of the collaboration at the local, state, and federal levels and noted that problems could not be solved by one department.

Mayor Nirenberg expressed support and stated that he was pleased that the program would be getting underway.

Councilmember Shaw moved to adopt the Ordinance for Item 19. Councilmember Treviño seconded the motion.

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

ABSENT: 1 - Viagran

City Clerk Vacek read the caption for Item 20:

2017-11-30-0919

- 20.** An Ordinance authorizing the submission of an application to the US Department of Transportation for the Nationally Significant Freight and Highway Projects Infrastructure For Rebuilding America Grant Program in an amount of approximately \$35 million for the construction of the Zarzamora Street at Frio City Road Railroad Overpass Project in Council District 5. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]

Mike Frisbie stated that staff was requesting authorization to submit an application to the US Department of Transportation Infrastructure for Rebuilding America Grant Program for construction of Zarzamora Street at Frio City Road railroad overpass in Council District 5. He reported that the area was utilized by 16,000 vehicles a day with an average 25 trains

daily and average wait time of nearly 7 minutes. He highlighted the project benefits to include increased transit mobility and reliability. He stated that the award announcement would occur in the Spring/Summer 2018.

Mayor Nirenberg called upon the citizens registered to speak.

Allen Townsend, President of the Palm Heights Neighborhood Association, stated that they were supportive of an underpass which would be less disruptive to local businesses and residents in the area.

Diane Lang stated that she also lived in the area and was supportive of an underpass. She asked that there be more citizen input before finalizing the project.

Maria Velasquez stated that she lived very near the railroad tracks and was opposed to an overpass. She expressed concern that the neighborhood had not been included in discussions on the project.

Councilmember Gonzales recognized Roberto Escobedo, Past President of the Collins Garden Neighborhood Association. Mr. Escobedo stated that their association was supportive of an underpass because it would be less obstructive to the horizon and skyline.

Councilmember Gonzales thanked the citizens that spoke and stated that the project would be very impactful to the neighborhood. She noted that any option would be disruptive to the community and asked of the funding. Mr. Frisbie replied that there was a local match of \$10 million approved through the Bond Program, \$8 million from the Metropolitan Planning Organization (MPO), and were requesting a grant in the amount of \$17.5 million. He noted that there would be further opportunities to gather input on the project and design prior to construction.

Councilmember Pelaez asked if compliance review was necessary for the project. Mr. Frisbie replied that there was environmental due diligence that would be required. Councilmember Pelaez stated that he had traveled to Washington, D.C. to advocate for grant funding for this project and commended Councilmember Gonzales for her leadership.

Councilmember Saldaña stated that they had been working on said issue for many years and commended Councilmember Gonzales for her work. He noted that the first step was to identify funding and was pleased to support the grant request.

Mayor Nirenberg asked of the at-grade crossings that conflict with roadways. Mr. Frisbie replied that there were 240 throughout the city. Mayor Nirenberg spoke of the issues associated with same and the need to get freight out of the City of San Antonio. He noted

that this project would improve the quality of life for the community.

Councilmember Gonzales moved to adopt the Ordinance for Item 20. Councilmember Pelaez seconded the motion. The motion prevailed by the following vote:

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

ABSENT: 1 - Viagran

City Clerk Vacek read the caption for Item 21:

2017-11-30-0920

21. An Ordinance amending the City Code regarding residency verification requirements for candidates for municipal election. [Leticia M. Vacek, City Clerk]

Councilmember Courage stated that he had brought the Council Consideration Request (CCR) forward due to a candidate in District 9 who submitted a fraudulent application. He noted that asking for supplemental documents when filing an application would set a higher bar to be able to determine if someone really resides in the district that they are running for.

City Clerk Vacek stated that Councilmember Courage's CCR had been presented before the Governance Council Committee on November 1st. She reported that in accordance with Texas Election Code and case law, as the City Clerk; she does not have the authority to determine residency. She stated that supplemental documentation in support of the sworn attestation of residency may be accepted with a candidate's filing paperwork and included on file with a candidate's application. She reported that the supplemental documentation provided would be subject to inspection or release through the Texas Open Records Act and would be redacted of any personal information as allowed by law. She provided an overview of the current qualification requirements to run for office. She stated that she met with Councilmember Courage and City Attorney Segovia to develop the recommendation to amend the City Code to request candidates filing for office include two of the following supplemental documents showing a current address with their application for candidacy:

- Valid voter registration certificate
- Copy of or original current utility bill
- Copy of or original personal bank statement
- Copy of or original government check
- Copy of or original paycheck
- Copy of or original government document with name and an address (original to be presented if it contains a photograph)

Mrs. Vacek stated that during the Governance Council Committee, it was recommended that changes to the current State Law regarding authority for residency enforcement and consequences be addressed through the next State Legislative Session.

Councilmember Courage thanked Mrs. Vacek and City Attorney Segovia for their work on the recommendations. He stated that producing the supplemental documents would not create a barrier to any legitimate candidate being able to file for any city office.

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

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

ABSENT: 1 - Viagran

City Clerk Vacek read the caption for Item 27:

2017-11-30-0045R

27. A Resolution casting the City's 890 votes for the City's Nominee, Roberto C. Treviño, to the Bexar Appraisal District Board of Directors for a term of office to begin on January 1, 2018, and expire on December 31, 2019. [Leticia M. Vacek, City Clerk]

Councilmember Treviño recused himself from voting on Item 27 by exiting the Council Chambers and noting he submitted the recusal forms to the City Clerk.

City Clerk Vacek reported that the City of San Antonio was allocated 890 votes for the City's Nominee to the Bexar Appraisal District Board of Directors. She noted that the Resolution casting the votes would be submitted to the Chief Appraiser by December 15, 2017.

Councilmember Shaw moved to approve the Resolution. Councilmember Courage seconded the motion. The motion prevailed by the following vote:

AYE: 9 - Mayor Nirenberg, Shaw, Saldaña, Gonzales, Brockhouse, Sandoval, Pelaez, Courage and Perry

ABSENT: 1 - Viagran

ABSTAIN: 1 - Treviño

33. City Manager's Report

MLK COMMISSION 2018 ARTWORK SELECTION

Mrs. Sculley reported that earlier this month, the City of San Antonio's Martin Luther King, Jr. Commission selected Mr. Edward Davis, a local Eastside Resident, as the winner of the 3rd Annual Citywide Artwork Contest. She stated that Mr. Davis' artwork, titled "Your African and American History," will be used as the official artwork for the 2018 Martin Luther King, Jr. Celebration. She added that for winning the contest, Mr. Davis will receive public recognition as the creator of the 2018 Commemoration Artwork and the piece will be displayed at the Carver Community Cultural Center. She mentioned that the Selection Committee included Councilmember Shaw, MLK Commission Chair Nate Davis, Local Artist John Coleman, and staff from the Eastpoint Office and Department of Arts and Culture. She stated that since 1987, the City of San Antonio has celebrated the life and legacy of Dr. King with a series of annual events leading up to one of the largest marches in the country, with over 300,000 participants. She noted that the 2018 March and Commemorative Program would take place on Monday, January 15th at 10 am beginning in front of the MLK Academy School located at 3501 MLK Drive. She thanked the Eastpoint Office for staffing the MLK Commission and overseeing the March.

ROCK N' ROLL MARATHON

Mrs. Sculley reported that the 10th Annual Humana Rock 'N' Roll San Antonio Marathon and Half-Marathon would be held this weekend, December 2-3, 2017. She stated that more than 26,000 runners from all 50 states and 21 countries were expected to attend with 60% being females. She noted that 230 "Legacy Runners" were set to complete their 10th straight Humana Rock 'N' Roll San Antonio Marathon and Half-Marathon. She reported that last year, the event helped generate more than \$32 million in economic impact and 20,500 hotel room nights. She stated that in the 10 years of the event, the community has further embraced fitness with approximately 250,000 San Antonians having participated. She thanked the sponsors to include Humana, San Antonio Sports, and The Competitor Group.

EXECUTIVE SESSION

Mayor Nirenberg recessed the meeting at 11:09 am to continue the previous day's Executive Session on the following items:

A. ECONOMIC DEVELOPMENT NEGOTIATIONS PURSUANT TO TEXAS GOVERNMENT CODE SECTION 551.087 (ECONOMIC DEVELOPMENT).

B. THE PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY PURSUANT TO TEXAS GOVERNMENT CODE SECTION 551.072 (REAL

PROPERTY).

C. 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 THE ATTORNEY).

RECONVENED

Mayor Nirenberg reconvened the meeting at 12:32 pm and announced that no action was taken in Executive Session.

ADJOURNMENT

There being no further discussion, Mayor Nirenberg adjourned the meeting at 12:32 pm.

APPROVED

RON NIRENBERG
MAYOR

ATTEST:

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