

**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, May 30, 2019

9:00 AM

Municipal Plaza Building

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

PRESENT: 10 - Mayor Nirenberg, Treviño, Hall, Viagran, Saldaña, Brockhouse, Sandoval, Pelaez, Courage, and Perry

ABSENT: 1 - Gonzales

Mrs. Vacek announced that Councilmember Gonzales was out of town and would not be present.

1. The Invocation was delivered by Pastor Michele Jech, CityChurch, guest of Councilmember Ana Sandoval, District 7.
2. Mayor Nirenberg led the Pledge of Allegiance to the Flag of the United States of America.
3. Approval of Minutes of the City Council Regular Meetings of May 1 - 2, 2019.

Councilmember Treviño moved to approve the Minutes of the City Council Regular Meetings of May 1-2, 2019. Councilmember Hall seconded the motion. The motion to approve prevailed by the following vote:

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

ABSENT: 1 - Gonzales

POINTS OF PERSONAL PRIVILEGE

Mayor Nirenberg recognized City Manager Erik Walsh on his 25 Years of Service with the City of San Antonio and presented Mr. Walsh with a certificate and pin. Bobby Perez representing Spurs Sports and Entertainment presented Mr. Walsh with a Spurs Jersey as the 20th City Manager for the City of San Antonio. Mr. Walsh thanked Mayor Nirenberg, the City Council, and Mr. Perez for the recognition and support.

Mayor Nirenberg recognized Rene Dominguez and Toyota Representatives on the expansion of Toyota Motor Manufacturing, Texas, Inc. (Items 27A, 27B, and 27C). Mr. Dominguez highlighted the \$391.8 million investment and introduced Kevin Voelkel, President of Toyota Motor Manufacturing Texas. Mr. Voelkel thanked the City Council for the recognition and partnership. The City Council thanked Toyota for their great investment in San Antonio.

CONSENT AGENDA ITEMS

No items were pulled for Individual Consideration. Mayor Nirenberg announced that Items 13, 15A, 15B, and 15C were pulled from the agenda by staff and would not be considered. Councilmember Viagran moved to approve the Consent Agenda Items. Councilmember Hall seconded the motion.

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

Jack M. Finger spoke in opposition to the lease agreement with USAA (Item 12) noting the campaign finance contributions they provided to the City Council. He stated that he was opposed to the incentives provided to Toyota Motor Manufacturing, Texas (Items 27A, 27B, and 27C).

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

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

ABSENT: 1 - Gonzales

2019-05-30-0427

5. Ordinance approving a contract with Baker & Taylor, LLC to provide library materials, cataloging and processing services, and electronic ordering and invoicing for the San Antonio Public Library for a total estimated amount of \$13.5 million. Funding in the amount of \$2.7 million for the first year will be funded through the Library's General Fund. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer, Finance]

2019-05-30-0428

6. Ordinance approving contracts with Ancira Motor Company, Jim Bass Ford, Inc., and Gunn Chevrolet, LTD to provide City departments with twelve replacement cargo and passenger vans for a total cost of \$365,621.13. Funding is available from the FY 2019 Equipment Renewal and Replacement Fund (ERRF) Budget. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer, Finance]

2019-05-30-0429

7. Ordinance approving the following contracts establishing unit prices for goods and services for an estimated annual cost of \$559,000.00, available and included in the respective departments' FY 2019 Adopted Budget:
- (A) Litho Press, Inc. for Solid Waste Management Department services guides; and
 - (B) Ennis Flint, Inc. for hot applied thermoplastic and permanent prefabricated pavement markings.
- [Ben Gorzell, Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer, Finance]

2019-05-30-0430

8. Ordinance approving two task orders with Con-Cor, Inc. for improvements and repairs to the triturator facility at the San Antonio International Airport in the amount of \$257,290.99 and work for the installation of guard rails to protect the retaining walls that was not part of the original scope of work in the amount of \$44,329.93 for a total of \$301,620.92. Funding for both task orders is available in the Airport Improvement and Contingency Fund and is budgeted in the FY 2019 - FY 2024 Aviation Capital Budget. [Carlos Contreras, Assistant City Manager; Russell Handy, Director, Aviation]

2019-05-30-0431

9. Ordinance awarding a construction contract including five additive alternates payable to Maldonado Nursery & Landscaping, Inc. in the amount not to exceed \$115,382.84 for the Rainbow Hills Park Project, a 2017-2022 Bond funded project, located in Council District 4. [Roderick Sanchez, Assistant City Manager; Razi Hosseini, Interim

Director, Transportation & Capital Improvements]

2019-05-30-0432

10. Ordinance approving a task order to a Job Order Contract in the amount of \$224,629.94 to Con-Cor, Inc. for the District 5 Parks (Benavides Park Project), a 2017-2022 Bond funded Project. [Roderick Sanchez, Assistant City Manager; Razi Hosseini, Interim Director, Transportation & Capital Improvements]

2019-05-30-0433

11. Ordinance amending the previously approved \$5,050,000.00 Funding Agreement with the San Antonio Botanical Society in the amount not to exceed \$1,000,000.00 for the Botanical Center Project, a 2017-2022 Bond Funded Project. [Roderick Sanchez, Assistant City Manager; Razi Hosseini, Interim Director, Transportation & Capital Improvements]

2019-05-30-0434

12. Ordinance amending the lease agreement with the United Services Automobile Association (USAA) to share costs related to roof repairs to the hangar and covered parking structure roof at 10500 John Cape Road at a cost to the City of \$91,889.00 from the Aviation Department Operating and Maintenance Fund; update the maintenance and repair provisions; and update the rental rate process. [Carlos Contreras, Assistant City Manager; Russell Handy, Director, Aviation]

PULLED FROM THE AGENDA BY STAFF

13. PULLED -- Ordinance approving a grant application and accepting grant funds for Federal Aviation Administration Airport Improvements Program grants in an amount up to \$11,398,500.00 for two projects, Taxiway E Reconstruction and Runway 13R Rehabilitation, which will be referred to as Airfield Improvements, Package 6. The total estimated project cost for Airfield Improvements, Package 6 is \$15,198,000.00 with the City's share of \$3,799,500.00 funded from Airport Improvement and Contingency Funds and Interim Financing Funds which will appropriate funds and amend the FY2019-FY2024 Capital Improvement Program. [Carlos Contreras, Assistant City Manager; Russell Handy, Director, Aviation]

2019-05-30-0039R

14. Resolution approving a grant application to and accepting funds from the Office of the Governor for the Safe Neighborhoods Program in an amount not to exceed \$79,992.00 for twelve months beginning October 1, 2019 through September 30, 2020 for the San Antonio Metropolitan Health District's Stand Up SA Program. [Colleen Bridger, Interim Assistant City Manager; Jennifer Herriott, MPH, Interim Director, Health]

PULLED FROM THE AGENDA BY STAFF

15. PULLED -- Approving the following three ordinances related to Airport Development and Strategic Planning Services -- Phase 2 for the San Antonio International Airport: [Carlos Contreras, Assistant City Manager; Russell Handy, Director, Aviation]

PULLED FROM THE AGENDA BY STAFF

- 15A. PULLED -- Ordinance amending the professional services agreement with WSP USA Inc. to perform Phase 2 tasks for the airport development and strategic planning services in the amount of \$5,072,838.20.

PULLED FROM THE AGENDA BY STAFF

- 15B. PULLED -- Ordinance approving a grant application and accepting funds for a Federal Aviation Administration Airport Improvement Program Grant in an amount of up to \$2,500,000.00 with the City's share of \$833,333.00 for Phases 1 and 2 of the Airport Development and Strategic Planning Services for the San Antonio International Airport.

PULLED FROM THE AGENDA BY STAFF

- 15C. PULLED -- Ordinance approving a second amendment to the professional services agreement with WSP USA Inc. to perform an update to the Noise Exposure Maps in support of the Federal Aviation Regulation Part 150 Noise Compatibility Plan in the amount of \$829,831.89. The total increase to the WSP agreement is in the amount of \$5,902,670.09 to a revised value of \$9,507,382.90. Of the increased amount, \$95,000.00 is funded from the Airport Operating and Maintenance Fund; \$663,865.00 from the previously-appropriated FAA AIP grant funds; \$3,733,378.00 from future FAA AIP grant funds; and, \$1,410,427.11 from the Airport Improvement and Contingency Funds.

2019-05-30-0435

16. Ordinance approving a five-year contract with Universal Protection Services, LP dba Allied Universal Security Services for secured area access management and monitoring services at the San Antonio International Airport. The value of the five-year contract is in an amount not to exceed \$6,800,000.00 and will be funded by the Aviation Department Operating and Maintenance Fund. [Carlos Contreras, Assistant City Manager; Russell Handy, Director, Aviation]

2019-05-30-0436

17. Ordinance approving a professional services agreement with Steer, Davies & Gleave, Inc. for parking consulting services at the San Antonio International Airport in the amount of \$378,590.00 from the Aviation Department Operating and Maintenance Fund. The initial term of the agreement is three years with the option to extend for

two, one-year periods. [Carlos Contreras, Assistant City Manager; Russell Handy, Director, Aviation]

2019-05-30-0437

18. Ordinance approving the settlement of a lawsuit styled Raul Champion v. John Aguero and City of San Antonio; Cause Number 388742, pending in the County Court at Law No. 10, Bexar County, Texas in the amount of \$120,000.00 paid from the Self-Insurance Liability Fund. [Andrew Segovia, City Attorney]

2019-05-30-0438

19. Ordinance approving an Amendment to the Audio Visual Technical Assistance Agreement with PMI Staffing Services, LLC for skilled staffing for the audio visual needs at the Alamodome to increase the contract by \$100,000.00 annually for a total annual amount not to exceed \$250,000.00. [Carlos Contreras, Assistant City Manager; Patricia M. Cantor, Director, Convention & Sports Facilities]

2019-05-30-0439

20. Ordinance approving exercising an option, under an existing professional services agreement for sales and use tax audit services with HdL Companies, to renew and extend the term of the agreement to June 1, 2021. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Deputy Chief Financial Officer]

2019-05-30-0440

21. Ordinance approving an emergency response Memorandum of Understanding with BCFS Health and Human Services to provide emergency response resources and support for large scale incidents or disasters impacting the City. [Maria Villagomez, Deputy City Manager; Charles N. Hood, Fire Chief]

2019-05-30-0441

22. Ordinance approving the addition of two full-time positions to the personnel complement of the San Antonio Metropolitan Health District's Oral Health Program funded by the City's Head Start Program for expanded oral health case management services for the period February 1, 2019 through January 31, 2020. [Colleen Bridger, MPH, PhD, Interim Assistant City Manager; Jennifer Herriott, Interim Director, Health]

2019-05-30-0442

23. Ordinance approving Minor Amendment #1 to the FY 2019 Action Plan and Budget to reprogram Community Development Block Grant (CDBG) Funds in an amount not to exceed \$500,000.00 from the Air Conditioning Partnership for Public Housing Residents to the Owner Occupied Rehabilitation/Reconstruction Program. [Lori Houston, Assistant City Manager; Verónica R. Soto, Director, Neighborhood and

Housing Services]

2019-05-30-0443

24. Ordinance approving a Funding Agreement in an amount not to exceed \$500,000.00 with the San Antonio Housing Authority for the Air Conditioning Partnership for Public Housing Residents project. This is a one-time expenditure from the FY 2019 Neighborhood and Housing Services General Fund. [Lori Houston, Assistant City Manager; Verónica R. Soto, Director, Neighborhood and Housing Services]

2019-05-30-0444

25. Ordinance approving Amendment #2 to the License Agreement with Alamo City Youth Soccer Organization for operations and maintenance of the designated sports fields at Culebra Creek Park for a term of 5 years beginning June 1, 2019 and expiring May 31, 2024. There is no fiscal impact associated with this ordinance. [Colleen Bridger, MPH, PhD, Interim Assistant City Manager; Xavier D. Urrutia, Director, Parks & Recreation]

2019-05-30-0445

26. Ordinance approving a research agreement with the University of Texas at San Antonio (UTSA) in the amount of \$49,000.00 for a study evaluating flood protection strategies to alleviate super storm impacts on the City's transportation infrastructure and environment with funds included and available in the FY 2019 Adopted Storm Water Operating Fund Budget. [Roderick Sanchez, Assistant City Manager; Razi Hosseini, Interim Director, Transportation & Capital Improvements]

27. Approving the following three items related to the potential expansion of Toyota Motor Manufacturing, Texas, Inc. (TMMTX) for a capital investment of at least \$391.8 million, and a \$1 million contribution to educational and workforce development initiatives: [Carlos Contreras, Assistant City Manager; Rene Dominguez, Director, Economic Development]

2019-05-30-0446

- 27A. Ordinance approving a Chapter 380 Economic Development Incentive Fund Grant Agreement with Toyota Motor Manufacturing, Texas, Inc. in an amount not to exceed \$621,000.00, restricted to costs associated with water infrastructure improvements.

2019-05-30-0040R

- 27B. Resolution designating the Toyota Motor Manufacturing, Texas, Inc. Reinvestment Zone consisting of a 1,766 acre tract of land being bounded on the north by Leon Creek, on the South by Medina River, on the east by Pleasanton Road, and on the

west by Applewhite Road located in the City of San Antonio, Bexar County, Texas, being a portion of that 2,649 acre tract of land conveyed to Toyota Motor Manufacturing, Texas, Inc.

2019-05-30-0447

- 27C.** Ordinance approving the terms and conditions of a Tax Abatement Agreement with Toyota Motor Manufacturing, Texas, Inc. to exempt one hundred-percent (100%) of ad valorem taxes for a period of eight years on real and personal property improvements within the Toyota Motor Manufacturing, Texas, Inc. Reinvestment Zone.

CONSENT ITEMS CONCLUDED

ACTION ITEMS FOR STAFF BRIEFING

City Clerk Vacek read the caption for Item 4:

2019-05-30-0426

- 4.** Ordinance modifying the Dockless Vehicle Pilot Program by reducing the number of authorized vehicles and prorating the term of permits to expire on September 30, 2019 to allow for the completion of a Request for Proposals to select companies with the exclusive right to operate. This ordinance is anticipated to generate approximately \$53,955.00 in revenue for prorated permit extensions through September 30, 2019 that will be deposited into the General Fund. [Lori Houston, Assistant City Manager; John Jacks, Director, Center City Development & Operations]

Lori Houston presented an overview of the Dockless Vehicle Pilot Program. She highlighted the mid-point amendments that include: 1) Imposed hours of operation from 6am to 11 pm; 2) Vehicles parked in prohibited areas may be collected without notification; 3) Council ratification of the permitting moratorium; 4) CCDO now has authority to require temporary removal for the purposes of PID Maintenance, construction conflicts, and special events; and 5) Implemented and encouraged the use of designated parking zones. She highlighted the outreach and data collection to include a Telephone Town Hall, Surveys, and City Council Briefings. She outlined the Request for Proposal (RFP) Process to identify three vendors to operate 5,000 vehicles and highlighted the RFP Evaluation Criteria. She reported an Operating Budget of \$575,000 and presented a list of proposed Evaluation Committee Members. She noted the current permits that would be extended and added that the selection of new vendors would occur in October.

Mayor Nirenberg called upon the citizens registered to speak.

David Heard of Tech Bloc spoke in support of the recommendations but noted the need to strike a balance between free market competition and a regulatory environment.

Jack M. Finger expressed opposition to the recommendations and noted concerns with the lack of regulations for scooters.

Councilmember Treviño stated that he was pleased with the Evaluation Committee Members that had been added and noted the success of the addition of a Scooter Section on the 3-1-1 Mobile Application. He spoke of the need to work with the contractors on parking and encouraging helmet use and safety.

Councilmember Treviño moved to adopt the Ordinance for Item 4. Councilmember Viagran seconded the motion.

Councilmember Pelaez thanked everyone for their work but expressed concern that 5,000 dockless vehicles were too many.

Councilmember Viagran spoke of the importance of geofencing in front of The Alamo and Mission Reach. She expressed support for not allowing scooters on sidewalks and requested a B Session briefing once vendors were selected.

Councilmember Sandoval stated that helmets should be required and that she did not support the curfew. She asked when scooters would no longer be allowed on sidewalks. Mrs. Houston replied that the restriction would become effective in October.

Councilmember Perry expressed concern with the \$25,000 upfront cost that would have to be paid by the selected vendors. Mrs. Houston stated that they would work with the vendors and that the amount would be prorated based on the number of scooters requested.

Councilmember Viagran expressed concern with allowing scooters to operate on sidewalks until October and mentioned the many accidents that have occurred.

Councilmember Courage also expressed concern with scooters continuing to operate on sidewalks noting the importance of safety. A brief discussion ensued relating to scooter/pedestrian injuries. Councilmember Courage stated that he would like to have further discussion on the curfew to allow exemptions when necessary.

Councilmember Courage moved to amend the main motion to restrict scooters from operating on sidewalks by June 30, 2019. Councilmember Viagran seconded the motion.

Councilmember Hall stated that he would like to see fewer than 5,000 vehicles noting

concern with the clutter in the Downtown Area.

Councilmember Saldaña stated that while he was supportive of removing scooters from operating on sidewalks; he would like to ensure that there is sufficient time to educate the public about the restriction. Mrs. Houston stated that there was currently three hours of enforcement and staff would educate the community and SAPD about the sidewalk restriction. Mr. Walsh added that they would work on a plan for communication and enforcement.

Mayor Nirenberg stated that he was supportive of restricting scooters from sidewalks by June 30, 2019. He noted the need for multi-modal infrastructure and asked of the scoring within the category of "Economic Terms." Mrs. Houston replied that they were looking at other ideas for revenue sharing or concession opportunity. Mayor Nirenberg stated that he would prefer to focus on items such as safety and infrastructure. He asked if a member of the Office of Innovation would serve on the Evaluation Committee. Mrs. Houston stated that Brian Dillard of the Office of Innovation would serve as a Technical Advisory Member. Mayor Nirenberg stated that he would support the motions but would also like to have further discussion regarding the curfew.

The amendment to restrict scooters on sidewalks by June 30, 2019 prevailed by the following vote:

AYE: 9 - Mayor Nirenberg, Treviño, Hall, Viagran, Saldaña, Brockhouse, Sandoval, Courage, and Perry

NAY: 1 - Pelaez

ABSENT: 1 - Gonzales

The main motion as amended prevailed by the following vote:

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

ABSENT: 1 - Gonzales

28. City Manager's Report

There was no City Manager's Report.

POINTS OF PERSONAL PRIVILEGE

Councilmember Perry recognized his Senior Policy Advisor, Rebecca Podowski, who accepted a position with the DoSeum. He wished her well in her future endeavors.

Councilmember Viagran recognized her Senior Executive Secretary, Deborah Hosey, who would be retiring from the City of San Antonio after 33 years of service. She thanked her for her work and wished her well in her retirement.

ADJOURNMENT

There being no further discussion, Mayor Nirenberg adjourned the meeting at 10:54 am.

APPROVED

RON NIRENBERG
MAYOR

ATTEST:

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