

**STATE OF TEXAS  
COUNTY OF BEXAR  
CITY OF SAN ANTONIO**

**A WORK SESSION AND REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO WERE HELD IN THE MUNICIPAL PLAZA BUILDING, WEDNESDAY, OCTOBER 17, 2012, AND THURSDAY, OCTOBER 18, 2012, RESPECTIVELY.**

The San Antonio City Council convened in a Work Session at 2:00 pm Wednesday, **October 17, 2012**, Municipal Plaza Building, with the following Councilmembers present: Bernal, Taylor, Ozuna, Saldaña, D. Medina, C. Medina, Williams, Soules, and Mayor Castro. **ABSENT:** Lopez and Chan. Mrs. Vacek announced that Councilmember Chan was out of the city.

**1. STAFF BRIEFING ON RESULTS OF THE DOWNTOWN TRANSPORTATION STUDY.**

Mike Frisbie presented the results of the Downtown Transportation Study and outlined the process utilized. He explained that data was collected and traffic forecasts and analysis was conducted. He spoke of the development of street types and typology and the public involvement process. He reported that data was collected from 73 traffic volume locations and 134 rush hour intersection count locations. He outlined the various street types and highlighted the Downtown Street Reconstruction Projects within the 2012 Bond Program.

Mr. Frisbie stated that Market Street would be realigned to make it parallel to Commerce Street. He indicated that it would allow for the Convention Center Expansion and provide East Side connections to HemisFair Park and Cesar Chavez Street. He reported that the San Pedro/Navarro Intersection would be reconfigured to improve safety and circulation as well as to add pedestrian amenities, streetscaping, and placemaking. He stated that at Commerce Street from Santa Rosa to St. Mary's Street, the bus-only lane would be removed and sidewalks would be widened. He noted that on Frio Street from Houston to Cesar Chavez Streets, the sidewalk would be widened and the street would be restriped for wider outside lanes with sharrows. He mentioned that lanes would be reduced and bike lanes would be added along Main Avenue and Soledad Streets from Martin to Commerce. He reported that the study identified additional projects that are not funded but could be included in future Bond Programs. He highlighted these projects that include a roundabout at Houston/3<sup>rd</sup>/Bonham Streets, as well as the Torch Intersection at Alamo/Commerce/Losoya/Market Streets.

Mr. Frisbie outlined next steps in which the City Council will be asked to approve the Downtown Transportation Study that will be used as a reference guide for future Bond Projects. He stated that they would market properties for development and develop regulatory policies.

Mayor Castro stated that this was an important component of making Downtown San Antonio more attractive for people to live and invest in.

Councilmember Bernal expressed support and stated that he was pleased that current Bond Projects were included in the study. He asked if the study was coordinated with VIA Metropolitan Transit. Mr. Frisbie confirmed that VIA's Downtown Transportation Plan was incorporated into the City's Downtown Transportation Study and that coordination had also occurred with the HemisFair Park Area

Redevelopment Corporation (HPARC). Councilmember Bernal asked of street projects related to the Convention Center Expansion. Mr. Frisbie replied that the projects had been finalized and that the design phase was 60% complete. Councilmember Bernal asked of the San Pedro/Navarro Intersection. Mr. Frisbie responded that the intersection takes up a great amount of space and causes confusion. He stated that it would be reconfigured to improve safety and circulation.

Councilmember D. Medina asked if the concept of angled parking in the Downtown Area had already been implemented. Mr. Frisbie replied that angled parking was common but reverse angle parking had not been implemented.

Councilmember Saldaña stated that it was important to utilize streets for multiple purposes and enhance the pedestrian experience downtown. He noted that the Downtown Transportation Study was a step in the right direction and provided more parking spaces in the Downtown Area.

Councilmember Williams spoke of special streets and highlighted their significance. He asked that staff follow up with VIA to confirm their final plan. He expressed concern with the future plan for Losoya Street as he was not sure if street cars would operate in front of The Alamo. He asked of the Market Street Realignment. Mr. Frisbie explained the proposed concept for Market Street. Councilmember Williams asked of Commerce Street and the potential for not allowing bus unloading. Mr. Frisbie replied that design had not begun and that they would review the potential for including pull-outs in certain locations. Councilmember Williams requested that consideration be given to including bicycles parking next to vehicles within the Main Avenue and Soledad Street Concept.

Councilmember Ozuna stated that she was pleased with the information provided and the concepts for the Downtown Area. She asked of the coordination with VIA to move traffic off the East/West Loads. Carri Collins, Project Manager clarified that VIA's Plans showed a significant reduction along Commerce and Market Streets, as well as St. Mary's and Navarro Streets. Councilmember Ozuna stated that she would like to ensure the accessibility from the South Side to the Downtown Area. She noted that this was a good model moving forward and looking at how well urban plans integrate with residential areas.

Mayor Castro thanked staff for the presentation.

## **2. STAFF BRIEFING ON THE CENTER CITY RETAIL GROWTH STRATEGY STUDY.**

Lori Houston stated that the Center City Development Office (CCDO) had hired HR&A Advisors to create a retail growth strategy for the Center City Area with specific emphasis on the West Commerce District. She noted that Phase I included a market reconnaissance and high level retail evaluation and opportunities assessment. Phase II included a district specific retail evaluation and a retail expansion and growth strategy for the West Commerce District. She indicated that most retail in the Urban Core is visitor-oriented and concentrated along the Riverwalk, The Alamo, and Market Square. She outlined the price per square foot within the Center City and mentioned that the area attracts three major consumer markets: 1) Visitors; 2) Workers; and 3) Residents.

Ms. Houston spoke of the West Commerce District noting that it has historically been a retail destination. She noted that one-third of retail spaces are vacant and that existing retail lacks diversity in price point and merchandise. She reported that the West Commerce District is missing a sense of place

that characterizes thriving urban retail areas with weak connections to the Riverwalk and poorly-maintained facades. She stated that the rate of office-using workers in the District is nearly 10 percentage points higher than in the overall Center City suggesting a worker-based population with more disposable income. She noted that the District was adjacent to tourist destinations and had great potential for retail spending growth. She added that capturable retail spending could translate into expansion of retail and restaurant offerings in the West Commerce District.

Ms. Houston outlined the Convenience Shopping Corridor which could include a coffee shop, restaurant, and enhanced retail at the corner of Market Street and Main Plaza. She stated that the Destination Shopping and Entertainment Corridor could incorporate an art store, specialty food store, jeweler, and restaurant. She spoke of the necessary retail marketing campaign recommended in the study and noted the importance of having demographic information within the District. She indicated that a single entity should be dedicated to retail expansion in the Center City that has the resources and capacity to implement the recommendations. She outlined next steps that include convening a focus group of key retail experts to solicit feedback and meeting with Commerce Street Property Owners to discuss proposed improvements.

Mayor Castro thanked staff for the presentation and stated that success of downtown initiatives would depend on public/private partnerships.

Councilmember Bernal stated that the West Commerce Street Retail Growth Strategy was a pilot for the Downtown Area and expressed concern with the great number of buildings that were empty in the Downtown Area. He asked of coordination with the Downtown Transportation Study. Ms. Houston replied that they would work with the existing tenants to ensure that they were aware of the plan and to solicit their feedback on improvements. She noted that they believed that the West Commerce Improvements were an incentive to bring businesses into the area. She added that many of the properties along West Commerce Street were publicly owned and that the type of tenants could be determined. Councilmember Bernal stated that it was important to identify private partners to help change the face of Downtown.

Councilmember Williams thanked staff and noted that this was located on VIA's Primo Route. He mentioned that bus stops were needed but could be challenging for businesses.

Councilmember D. Medina concurred with Councilmember Williams regarding the challenges of bus stops. He spoke of the bond improvements occurring at IH-35 and North Frio Street and mentioned the importance of the marketing campaign. He asked of the ideal occupancy rate in the District. Ms. Houston replied that an 85-90% occupancy rate would be ideal. Councilmember D. Medina requested the vacancy rate of the Downtown Area. Ms. Houston replied that she would provide that information to the City Council.

Mayor Castro thanked staff for the presentation.

## **EXECUTIVE SESSION**

Mayor Castro recessed the meeting at 3:29 pm to convene in Executive Session for the purposes of:

- A. 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).**
- B. DELIBERATIONS REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS AND DISCUSS RELATED LEGAL ISSUES PURSUANT TO TEXAS GOVERNMENT CODE SECTIONS 551.087 (ECONOMIC DEVELOPMENT) AND 551.071 (CONSULTATION WITH ATTORNEY).**

Councilmember Williams reconvened the meeting at 6:00 pm and announced that no action was taken in Executive Session.

### **CITIZENS TO BE HEARD**

Councilmember Williams called upon the individuals registered to speak.

Ruby Garza invited everyone to attend the 5<sup>th</sup> Annual Día de los Muertos Fireworks Celebration that would be held at Woodlawn Lake on November 2, 2012. She stated that it was a free event sponsored by Planet K and they believed it was a good way to celebrate the lives of those individuals that had passed away.

Mark Perez stated that he had been conducting a great amount of research on city ordinances that were approved many years ago. He referenced the River Improvement Overlay and Historical Districts that many were not aware of and asked how NuStar Refinery was able to receive a permit. He expressed concern with staff of the Fire and Police Departments, City Manager's Office, Office of the City Clerk, and Development Services.

Gizelle Luevano, Stablewood Homeowner thanked Councilmember Saldaña for meeting with them and stated that she looked forward to seeing results.

Gilbert Luevano, Stablewood Homeowner also thanked Councilmember Saldaña for meeting with them.

Esmeralda Perez stated that she was representing the Stablewood Homeowners and thanked Councilmember Saldaña for meeting with them. She noted that she looked forward to meeting with City Manager Sculley and Mayor Castro.

Raquel Gonzales, Stablewood Homeowner thanked Councilmember Saldaña for listening to them.

Janet Ahmad of the Homeowners for Better Building thanked Councilmember Saldaña for meeting with the Stablewood Homeowners.

Juan Macias showed a map of his house and expressed concern with ongoing drug issues with his neighbor. He noted that his neighbor controlled the entire neighborhood and asked the City Council to help him protect his property.

Gerald Ripley stated that he had been a Pastor in San Antonio for 32 years. He spoke in opposition to Pre-K 4 SA and referenced additional information available on the website [stopthetrainsa.com](http://stopthetrainsa.com). He

expressed concern with the high cost per child and the small amount of additional instruction that children would receive with a full-day versus half-day program. He noted that the city needed a statesman.

Jack M. Finger stated that he was in support of the comments made by Pastor Ripley regarding Pre-K 4 SA and expressed opposition to the initiative.

Faris Hodge, Jr. submitted written testimony noting that racial profiling by the San Antonio Police Department must come to an end. He requested that topless bars be better regulated. He wrote that citizens were not in favor of a Crime Prevention District Tax. He asked that regular sodas be sold in the vending machines in addition to diet and sugar-free sodas. He submitted an article from the Express News entitled, "It's time to pay City Council a living wage." He expressed concern that the Fire Department is not inspecting all elementary, middle and high schools. He requested that more black individuals be hired in the City Manager's Office. He wrote of Bexar County taking over the Alamo Regional Mobility Authority and expressed concern that there was only a few days notice given that the Commissioner's Court would vote on said item. He wrote that the restrooms in the Farmer's Market and El Mercado were not ADA Compliant.

### **ADJOURNMENT**

There being no further discussion, Councilmember Williams adjourned the meeting at 6:26 pm.

The San Antonio City Council convened in a Regular Meeting on Thursday, **October 18, 2012**, at 9:00 am in the City Council Chambers.

### **ROLL CALL**

City Clerk Leticia M. Vacek took the Roll Call and noted a quorum of the Council with the following present: Bernal, Taylor, Ozuna, Saldaña, D. Medina, Lopez, C. Medina, Williams, Soules, and Mayor Castro. **ABSENT:** Chan. Mrs. Vacek announced that Councilmember Chan was out of the city.

**Item 1.** The Invocation was delivered by Rabbi Darryl Crystal, Interim Rabbi, Temple Beth-El, Guest of Councilmember Diego Bernal, District 1.

**Item 2.** Mayor Castro led the Pledge of Allegiance to the Flag of the United States of America.

### **Item 3. MINUTES**

Councilmember Bernal moved to approve the Minutes for the **September 12-13, 2012 City Council Meetings**. Councilmember Lopez seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Ozuna, Lopez, C. Medina, Williams, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** Saldaña, D. Medina, and Chan.

#### **Item 4. OATH OF OFFICE – MAYOR PRO TEM**

City Clerk Leticia M. Vacek administered the Oath of Office to Councilmember Diego Bernal to serve as Mayor Pro-Tem for the period of October 27, 2012 and ending January 5, 2013.

#### **CONSENT AGENDA ITEMS 5-15B**

Consent Agenda Items 5C, 8, 11A, and 15 were pulled for Individual Consideration. Councilmember Williams moved to approve the remaining Consent Agenda Items. Councilmember Bernal seconded the motion.

Mayor Castro called upon the individuals registered to speak on the Consent Agenda.

Nazirite Ruben Flores Perez spoke in support of Item 5 noting that the \$2.4 million was being spent for a good cause. He stated that the city must keep the water clean for drinking and that water was essential to life. He noted that he attending a meeting in Floresville with the San Antonio River Authority to let them know what was occurring in San Antonio.

Jack M. Finger spoke in opposition to Item 12 regarding the funding agreement with Woodlawn Theater. He stated that he did not agree with tax dollars being spent on the restoration and marquee. He also spoke against the theater hosting events for mature audiences with risqué language and sexual content.

Faris Hodge, Jr. submitted written testimony in favor of Items 6-10, and 12-15. He wrote in opposition to Item 16.

The motion to approve the remaining Consent Agenda Items prevailed by the following vote: **AYES:** Bernal, Taylor, Ozuna, D. Medina, Lopez, C. Medina, Williams, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** Saldaña, and Chan.

#### **2012-10-18-0818**

Item 6. AN ORDINANCE ACCEPTING THE LOWEST RESPONSIVE BID AND AWARDING A CONSTRUCTION CONTRACT, INCLUDING FOUR ADDITIVE ALTERNATES, IN THE AMOUNT OF \$15,142,889.36 AUTHORIZED PAYABLE TO LAUGHLIN-THYSSEN, INC., FOR CONSTRUCTION OF SEELING CHANNEL IMPROVEMENTS-PHASE I (WOODLAWN LAKE TO WILSON) PROJECT, A 2007-2012 GENERAL OBLIGATION BOND PROJECT LOCATED IN COUNCIL DISTRICT 7; AND OF THIS TOTAL CONTRACT AMOUNT, \$1,364,297.50 WILL BE REIMBURSED BY SAN ANTONIO WATER SYSTEM (SAWS) AND \$73,565.00 WILL BE REIMBURSED BY CITY PUBLIC SERVICE (CPS) ENERGY FOR THEIR WORK.

#### **2012-10-18-0819**

Item 7. AN ORDINANCE AUTHORIZING A LEASE AGREEMENT WITH AHR AVIONICS, INC. FOR 108,900 SQUARE FEET OF GROUND SPACE AND 21,902 SQUARE FEET OF HANGAR SPACE LOCATED AT THE SAN ANTONIO INTERNATIONAL AIRPORT FOR A TOTAL ANNUAL RENT OF \$83,859.68.

**2012-10-18-0821**

Item 9. AN ORDINANCE AUTHORIZING THE REIMBURSEMENT OF UP TO \$50,000.00 FOR A GRANT FROM THE TEXAS DEPARTMENT OF TRANSPORTATION AS PART OF THE ROUTINE AIRPORT MAINTENANCE PROGRAM FOR HANGAR AND AIRPORT REPAIRS AT STINSON MUNICIPAL AIRPORT.

**2012-10-18-0822**

Item 10. AN ORDINANCE AUTHORIZING A CONTRACT AMENDMENT WITH SERVIDYNE SYSTEMS, LLC, DBA SCIENERGY, INC., IN AN ADDITIONAL AMOUNT NOT TO EXCEED \$700,000.00, FOR A TOTAL CONTRACT VALUE NOT TO EXCEED \$3,700,000.00, FOR LIGHTING ASSESSMENTS, LIGHTING RETROFITS, AND SOLAR WINDOW FILM INSTALLATION AT 19 ADDITIONAL CITY-OWNED FACILITIES AND SEVEN DOWNTOWN PARKS AND PEDESTRIAN WALKWAYS, AND EXTENDING THE CONTRACT TERM TO JULY 31, 2013.

Item 11. CONSIDERATION OF THE FOLLOWING BOARD, COMMISSION AND COMMITTEE APPOINTMENTS FOR THE REMAINDER OF UNEXPIRED TERMS OF OFFICE TO EXPIRE MAY 31, 2013, 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:

- B. APPOINTING MATI C. REED (DISTRICT 4) TO THE SAN ANTONIO YOUTH COMMISSION.
- C. APPOINTING ANDREA R. SANCHEZ (DISTRICT 4) TO THE SAN ANTONIO PUBLIC LIBRARY BOARD OF TRUSTEES FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE SEPTEMBER 30, 2014.
- D. APPOINTING MICHAEL F. DOWDELL (DISTRICT 4) TO THE ANIMAL CARE SERVICES ADVISORY BOARD.

**2012-10-18-0823**

- E. AN ORDINANCE APPOINTING BRENT R. ANDERSON (PRIMARY REPRESENTATIVE, CATEGORY: COMMERCIAL BUILDING OWNER OR MANAGER REPRESENTATIVE) AND CHRISTIE P. STREICHER (ALTERNATE REPRESENTATIVE, CATEGORY: COMMERCIAL BUILDING OWNER OR MANAGER REPRESENTATIVE) TO THE BUILDING-RELATED AND FIRE CODES APPEALS AND ADVISORY BOARD AND WAIVING THE CITY CODE RESIDENCY REQUIREMENT IN CHAPTER 2, ARTICLE IX, SEC. 2-529(B) FOR MS. STREICHER'S APPOINTMENT.

**2012-10-18-0824**

Item 12. AN ORDINANCE AUTHORIZING A FUNDING AGREEMENT WITH WOODLAWN THEATRE INC. FOR THE AMOUNT OF \$25,000.00 FROM THE INNER CITY INCENTIVE FUND TO SUPPORT THE RESTORATION OF THE WOODLAWN THEATER MARQUEE IN COUNCIL DISTRICT 1.

**2012-10-18-0825**

Item 13. AN ORDINANCE AUTHORIZING THE EXECUTION OF A ONE-YEAR PROFESSIONAL SERVICES AGREEMENT, IN AN AMOUNT NOT TO EXCEED \$155,000.00, WITH SAN ANTONIO SPORTS TO ASSIST THE SAN ANTONIO CONVENTION AND VISITORS BUREAU IN THE SOLICITATION OF SELECT AMATEUR REGIONAL, NATIONAL AND INTERNATIONAL SPORTING EVENTS.

**2012-10-18-0826**

Item 14. AN ORDINANCE AUTHORIZING THE ESTABLISHMENT OF FEES ASSOCIATED TO CERTIFICATION WITHIN THE CONVENTION AND VISITORS BUREAU CERTIFIED TOURISM AMBASSADOR PROGRAM BEGINNING OCTOBER 30, 2012.

**[CONSENT ITEMS CONCLUDED]**

**ITEMS PULLED FOR INDIVIDUAL CONSIDERATION**

The City Clerk read the caption for Item 5:

**2012-10-18-0817**

Item 5. AN ORDINANCE AUTHORIZING THE FOLLOWING CONTRACTS ESTABLISHING UNIT PRICES FOR GOODS AND SERVICES FOR AN ESTIMATED ANNUAL COST OF \$2,427,000.00: (A) ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE, INC. (ESRI) FOR AMENDMENT 3 TO THE ESRI ENTERPRISE LICENSE AGREEMENT AND (B) WEST PUBLISHING CORPORATION/THOMSON REUTERS FOR AUTOAUDIT SOFTWARE FOR THE OFFICE OF THE CITY AUDITOR AND (C) WASTE MANAGEMENT OF TEXAS, INC. FOR MUNICIPAL COMMERCIAL GARBAGE COLLECTION, DISPOSAL AND RECYCLING SERVICES.

Councilmember Soules asked of the length and terms of the contract as well as the recycling services that were included in Item C. Troy Elliott, Finance Director stated that the contract is for a period of two years with two one-year extensions. He added that the contract was for collection at city commercial facilities. He noted that the City currently has nine recycling locations and 130 waste collection sites. He added that with said contract the City is expanding the pilot program to other City Facilities. He indicated that the City is evaluating waste streams for elimination and moving to more recycling streams in an effort to reduce future costs. Councilmember Soules asked if the City has looked at the hurdles and expenses of collecting its own municipal waste. David McCary, Director of Solid Waste Management stated that at this time, it would not be a significant difference and that there would be considerable upfront costs to purchase front load dumpsters, trucks, and other equipment.

Councilmember Soules moved to adopt the proposed Ordinance to include Item C. Councilmember Lopez seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Ozuna, D. Medina, Lopez, C. Medina, Williams, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** Saldaña and Chan.

The City Clerk read the caption for Item 8:

**2012-10-18-0820**

Item 8. AN ORDINANCE, AUTHORIZING THE ACQUISITION THROUGH NEGOTIATION OR CONDEMNATION, OF INTERESTS IN LAND SUFFICIENT FOR PROJECT PURPOSES, IN TWO PORTIONS OF ONE PARCEL OF PRIVATELY-OWNED REAL PROPERTY LOCATED IN N.C.B. 16386, FOR THE CRESCENT PARK BOOSTER STATION PROJECT, LOCATED IN COUNCIL DISTRICT 8; DECLARING IT TO BE A PUBLIC PROJECT AND A PUBLIC NECESSITY FOR THE ACQUISITION.

Councilmember Williams moved to adopt the proposed Ordinance and authorize the use of the power of eminent domain to acquire property for public use for the SAWS Crescent Park Booster Station Project by acquiring the following property described by the City Clerk and incorporated as part of this motion. Councilmember Lopez seconded the Motion.

City Clerk Leticia Vacek read the following property description:

The properties consist of the following: Fee simple title and/or exclusive booster station easement of 0.500 acres and a permanent water line easement of 0.173 acres, all out of Lot 1, Block 104, of the Dominion, Unit 14-K, NCB 16386. These properties are more particularly described in Exhibits B and C attached to the ordinance and incorporated as part of the Motion made.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Ozuna, D. Medina, Lopez, C. Medina, Williams, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** Saldaña and Chan.

The City Clerk read the caption for Item 11A:

Item 11. CONSIDERATION OF THE FOLLOWING BOARD, COMMISSION AND COMMITTEE APPOINTMENTS FOR THE REMAINDER OF UNEXPIRED TERMS OF OFFICE TO EXPIRE MAY 31, 2013, 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:

**POSTPONED UNTIL NOVEMBER 15, 2012**

- A. APPOINTING MARCELLO D. MARTINEZ OR RYAN M. SWEENEY (AT-LARGE) TO THE PLANNING COMMISSION FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE OCTOBER 6, 2013.

Councilmember Williams moved to postpone Item 11A until November 15, 2012. Councilmember Lopez seconded the motion.

The motion to postpone Item 11A prevailed by the following vote: **AYES:** Bernal, Taylor, Ozuna, D. Medina, Lopez, C. Medina, Williams, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** Saldaña and Chan.

The City Clerk read the captions for Items 15A and 15B:

Item 15. CONSIDERATION OF THE FOLLOWING ORDINANCES RELATING TO THE RED BERRY ESTATE:

**2012-10-18-0827**

- A. AN ORDINANCE ESTABLISHING FEES FOR THE RED BERRY MANSION EVENTS WITHIN THE GENERAL FUND FOR FY 2013 AND AMENDING THE CITY CODE TO REFLECT SUCH RATES.

**2012-10-18-0828**

- B. AN ORDINANCE APPROVING A DONATION AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND WILDLIFE RESCUE & REHABILITATION FOR THE RELOCATION OF ANIMALS CURRENTLY LIVING AT THE RED BERRY ESTATE.

Councilmember Taylor requested a briefing on the Red Berry Mansion Items. Lori Houston reported that the city had purchased the Red Berry Estate last year below the appraised value. She noted that the property was purchased for the purpose of redevelopment and creating a concept plan with input from the community. She noted that Texas Wildlife Rescue and the city are working together to relocate animals from the area via a donation agreement.

Councilmember Soules asked of the terms of the donation agreement and amount. Ms. Houston replied that the donation amount is \$24,999 and the agreement with the Texas Wildlife Rescue and Rehabilitation Center consists of capturing, sterilizing, and relocating animals to the refuge center in Kendalia. Councilmember Soules asked of the number of animals being relocated. Ms. Houston stated that a total of 54 animals were being relocated to include: 31 Gazelles, nine Oryx, 12 Fallow and two Peacocks.

Councilmember Taylor moved to adopt the proposed Ordinances for Items 15A and 15B. Councilmember Williams seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Ozuna, D. Medina, Lopez, C. Medina, Williams, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** Saldaña and Chan.

## **Item 16. CITY MANAGER'S REPORT**

### **A. CERTIFIED TOURISM AMBASSADOR PROGRAM**

Ms. Sculley reported that the Convention and Visitor's Bureau will officially launch the Certified Tourism Ambassador Program (CTA) on October 30, 2012. She stated that the program aligns with the 2011 Destination SA Report and strategic vision for the Hospitality Industry. She noted that the program is designed to enhance the San Antonio visitor experience by creating a consistent base of knowledge about the community. She indicated that the Ambassador Program was aimed to increase tourism by informing and inspiring front line employees and volunteers to turn every encounter into a positive experience with a consistent message. She stated that CTA is a National Certification that provides networking recognition across the industry. She added that the goal of the Convention and Visitors Bureau is to certify 1,000 CTA's in the first year of the program.

Ms. Sculley reported that the results of the 2011 Hospitality Industry Impact Study will be released this week at the San Antonio Hotel and Lodging Association. The study was prepared by Dr. Richard V. Butler, PhD and Dr. Mary E. Stefl from Trinity University in San Antonio. She stated that the Hospitality Industry generated an economic impact of more than \$12 billion in 2011 with more than 112,000 workers. She reported that more than \$300 million in taxes and fees to local government including \$162 million to the city were generated. She noted that the Hospitality Industry's annual payroll was more than \$2 billion. She stated that a recent survey revealed that a minimum of \$51 million was spent on capital improvements in 2011 by local Hospitality Industry Businesses and that Capital Improvements will exceed \$88 million in 2012.

### **B. UPDATE ON SÍCLOVÍA**

Ms. Sculley reported that the third SÍCLOVÍA Event was held on Sunday, October 7, 2012 on five street miles from Alamo Plaza through Broadway. She stated that the event was led by the YMCA and HEB. She noted that an estimated 45,000 people participated in this event compared to 30,000 in March, 2012. She reported that there were nine Reclovias which are stopping points along the SÍCLOVÍA Route with free activities for everyone to participate. She added that there were walkers, runners, cyclists, rollerbladers, and many strollers along the five-mile route which was a huge family event. Ms. Sculley thanked the YMCA for working with the City of San Antonio and taking over this event. She also thanked Mayor Castro and the City Council for their leadership in getting people involved in their wellness and fitness and advancing the movement toward a healthy city.

### **POINT OF PERSONAL PRIVILEGE**

Mayor Castro announced that Councilmember Bernal's Birthday was on Friday, October 19, 2012. The City Council sang Happy Birthday to Councilmember Bernal.

### **RECESSED**

Mayor Castro recessed the meeting at 9:41 am and announced that the meeting would resume at 2:00 pm for Zoning.

## **RECONVENED**

Mayor Castro reconvened the meeting at 2:03 pm and addressed the Zoning Items.

## **CONSENT ZONING ITEMS**

Councilmember Lopez moved to approve the following Zoning Items: P-1, Z-1, P-2, Z-2, P-3, Z-3, P-4, Z-4, P-6 and Z-6 under Consent Zoning. Councilmember Bernal seconded the motion. Mayor Castro announced that items P-7 and Z-7 were postponed per the request of the owner and that no action was required on both items.

Connie Meiners stated that she was in support of Items P-3 and Z-3.

Chuck Saxer, President of Northside Neighborhoods for Organized Development (NNOD) submitted written testimony in support of Items P-6 and Z-6.

Betty Yenderrozos, President of the Stage Run Homeowners Association submitted written testimony in support of Items P-6 and Z-6.

Faris Hodge, Jr. submitted written testimony in favor of Items P-4, Z-5, P-6, Z-6, P-7 and Z-8. He wrote in opposition to Item P-5.

The motion to approve the Consent Zoning Items prevailed by the following vote: **AYES:** Bernal, Taylor, Ozuna, Saldaña, D. Medina, Lopez, C. Medina, Williams, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** Chan.

### **2012-10-18-0831**

Item P-1. **PLAN AMENDMENT #12068 (District 1):** AN ORDINANCE AMENDING THE LAND USE PLAN CONTAINED IN THE MIDTOWN NEIGHBORHOODS PLAN, A COMPONENT OF THE MASTER PLAN OF THE CITY, BY CHANGING THE USE OF A 0.3880 ACRE TRACT OF LAND LOCATED AT 730 WEST SUMMIT STREET FROM LOW DENSITY RESIDENTIAL TO MIXED USE. THE STAFF AND PLANNING COMMISSION RECOMMEND APPROVAL. (ASSOCIATED ZONING CASE # Z2012192)

### **2012-10-18-0832**

Item Z-1. **ZONING CASE # Z2012192 (District 1):** An Ordinance amending the Zoning District Boundary from "C-3NA NCD-5 AHOD" General Commercial Nonalcoholic Sales Beacon Hill Neighborhood Conservation Airport Hazard Overlay District to "IDZ NCD-5 AHOD" Infill Development Zone Beacon Hill Neighborhood Conservation Airport Hazard Overlay District with uses permitted in "MF-25" Low Density Multi-Family District and "NC" Neighborhood Commercial District on Lot 15, Block 2, NCB 2937 located at 730 West Summit. Staff and Zoning Commission recommend approval pending the Plan Amendment.

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 15, BLOCK 2, NCB 2937 TO WIT: FROM "C-3NA NCD-5 AHOD" GENERAL COMMERCIAL NONALCOHOLIC SALES BEACON HILL NEIGHBORHOOD CONSERVATION AIRPORT HAZARD OVERLAY DISTRICT TO "IDZ NCD-5 AHOD" INFILL DEVELOPMENT ZONE BEACON HILL NEIGHBORHOOD CONSERVATION AIRPORT HAZARD OVERLAY DISTRICT WITH USES PERMITTED IN "MF-25" LOW DENSITY MULTI-FAMILY DISTRICT AND "NC" NEIGHBORHOOD COMMERCIAL DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

**2012-10-18-0833**

P-2. **PLAN AMENDMENT #12076 (District 1):** AN ORDINANCE AMENDING THE LAND USE PLAN CONTAINED IN THE NORTH CENTRAL NEIGHBORHOODS COMMUNITY PLAN, A COMPONENT OF THE MASTER PLAN OF THE CITY, BY CHANGING THE USE OF AN 0.937 ACRE TRACT OF LAND LOCATED AT 3510 NORTH MAIN AVENUE FROM PUBLIC INSTITUTIONAL TO NEIGHBORHOOD COMMERCIAL LAND USE. THE STAFF AND PLANNING COMMISSION RECOMMEND APPROVAL. (ASSOCIATED ZONING CASE #Z2012212)

**2012-10-18-0834**

Item Z-2. **ZONING CASE # Z2012212 (District 1):** An Ordinance amending the Zoning District Boundary from "HL R-5 AHOD" Historic Landmark Residential Single-Family Airport Hazard Overlay District to "HL O-1 AHOD" Historic Landmark Office Airport Hazard Overlay District on Lot 1, Block 33, NCB 8569 located at 3510 North Main Avenue. Staff recommends approval. Zoning Commission recommendation pending the October 16, 2012 public hearing.

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 1, BLOCK 33, NCB 8569 TO WIT: FROM "HL R-5 AHOD" HISTORIC LANDMARK RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "HL O-1 AHOD" HISTORIC LANDMARK OFFICE AIRPORT HAZARD OVERLAY DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

**2012-10-18-0835**

Item P-3. **PLAN AMENDMENT #12072 (District 2):** AN ORDINANCE AMENDING THE FUTURE LAND USE PLAN CONTAINED IN THE CAMELOT I NEIGHBORHOOD PLAN, A COMPONENT OF THE COMPREHENSIVE MASTER PLAN OF THE CITY, BY CHANGING THE USE OF APPROXIMATELY 23.7388 ACRES LOCATED AT 5722 WALZEM ROAD FROM LOW DENSITY MIXED USE AND PARKS/OPEN SPACE TO BUSINESS PARK. STAFF AND PLANNING COMMISSION RECOMMEND APPROVAL. (ASSOCIATED ZONING CASE: #Z2012193)

**2012-10-18-0836**

Item Z-3. **ZONING CASE # Z2012193 (District 2):** An Ordinance amending the Zoning District Boundary from "MF-33 AHOD" Multi-Family Airport Hazard Overlay District and "C-2 AHOD" Commercial Airport Hazard Overlay District to "C-3R AHOD" General Commercial Restrictive Alcohol Sales Airport Hazard Overlay District on 23.7388 acres out of Parcel 54, NCB 15894 located at 5722 Walzem 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: 23.7388 ACRES OUT OF PARCEL 54, NCB 15894 TO WIT: FROM "MF-33 AHOD" MULTI-FAMILY AIRPORT HAZARD OVERLAY DISTRICT AND "C-2 AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT TO "C-3R AHOD" GENERAL COMMERCIAL RESTRICTIVE ALCOHOL SALES AIRPORT HAZARD OVERLAY DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

**2012-10-18-0837**

Item P-4. **PLAN AMENDMENT #12062 (District 3):** AN ORDINANCE AMENDING THE LAND USE PLAN CONTAINED IN THE HERITAGE SOUTH SECTOR PLAN, A COMPONENT OF THE MASTER PLAN OF THE CITY, BY CHANGING THE USE OF A 0.998 ACRE TRACT OF LAND OUT OF LOT B, BLOCK B, COUNTY BLOCK 5534 LOCATED IN AN AREA BOUNDED BY LAREDO ROAD TO SOUTH AND WEST AND LEAL STREET TO THE EAST FROM COUNTRY TIER TO RURAL ESTATE TIER. STAFF AND PLANNING COMMISSION RECOMMEND APPROVAL. (ASSOCIATED ZONING CASE # Z2012186)

**2012-10-18-0838**

Item Z-4. **ZONING CASE # Z2012186 S (District 3):** An Ordinance amending the Zoning District Boundary from "R-4" Residential Single-Family District to "R-20 S" Residential Single-Family District with a Specific Use Authorization for a Manufactured Home on Lot B, Block B, CB 5534 located on the 16300 Block of Leal Street. Staff and Zoning Commission recommend approval pending the Plan Amendment.

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 B, BLOCK B, CB 5534 TO WIT: FROM "R-4" RESIDENTIAL SINGLE-FAMILY DISTRICT TO "R-20 S" RESIDENTIAL SINGLE-FAMILY DISTRICT WITH A SPECIFIC USE AUTHORIZATION FOR A MANUFACTURED HOME PROVIDED ALL CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

**2012-10-18-0839**

Item P-6. **PLAN AMENDMENT #12070 (District 8):** AN ORDINANCE AMENDING THE LAND USE PLAN CONTAINED IN THE NORTH SECTOR PLAN, A COMPONENT OF THE MASTER

PLAN OF THE CITY, BY CHANGING THE USE OF A 0.62516 ACRE TRACT OF LAND OUT OF A 1.3968 ACRE TRACT IN NCB 34732 (ALSO KNOWN AS LOT P-12F NCB 34732) LOCATED AT 24121 BOERNE STAGE ROAD FROM RURAL ESTATE TIER TO SUBURBAN TIER. STAFF AND PLANNING COMMISSION RECOMMEND APPROVAL. (ASSOCIATED ZONING CASE #Z2012191)

**2012-10-18-0840**

Item Z-6. **ZONING CASE # Z2012191 (District 8):** An Ordinance amending the Zoning District Boundary from "R-6 GC-1 MLOD" Residential Single-Family Hill Country Gateway Corridor Overlay Military Lighting Overlay District to "C-2 GC-1 MLOD" Commercial Hill Country Gateway Corridor Overlay Military Lighting Overlay District on 0.62516 of an acre out of Parcel 12F, NCB 34732 located at 24121 Boerne Stage Road. Staff and Zoning Commission recommend approval, pending the plan amendment.

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: 0.62516 OF AN ACRE OUT OF PARCEL 12F, NCB 34732 TO WIT: FROM "R-6 GC-1 MLOD" RESIDENTIAL SINGLE-FAMILY HILL COUNTRY GATEWAY CORRIDOR OVERLAY MILITARY LIGHTING OVERLAY DISTRICT TO "C-2 GC-1 MLOD" COMMERCIAL HILL COUNTRY GATEWAY CORRIDOR OVERLAY MILITARY LIGHTING OVERLAY DISTRICT. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

**[CONSENT ZONING CONCLUDED]**

**ZONING ITEMS PULLED FOR INDIVIDUAL CONSIDERATION**

The City Clerk read the caption for Item 17:

**2012-10-18-0829**

Item 17. AN ORDINANCE AMENDING CHAPTER 35, UNIFIED DEVELOPMENT CODE, OF THE CITY CODE OF SAN ANTONIO, TEXAS TO IMPLEMENT RECOMMENDATIONS OF THE INFILL TASKFORCE, BY MAKING SUBSTANTIVE AND MINOR AMENDMENTS; CORRECTING CLERICAL AND FORMATTING ITEMS; CLARIFYING ITEMS; AMENDING DEFINITIONS; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR SEVERANCE.

Councilmember Taylor moved to adopt the proposed Ordinance to approve Item 17 as recommended by staff and the Infill Task Force with one additional amendment to the Unified Development Code Section 35-343(c)(1)(A) relative to the minimum lot size for single family uses in the Infill Development Zone, which shall be 1,250 square feet in order to allow several projects that the City Council has already approved in both Districts 1 and 2 to continue moving forward. Councilmember Saldaña seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Ozuna, Saldaña, D. Medina, Lopez, C. Medina, Williams, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** Chan.

The City Clerk read the caption for Item 18:

**2012-10-18-0830**

Item 18. AN ORDINANCE WAIVING THE REQUIREMENTS OF SECTIONS 4-6(C) AND 4-6(E)(1) OF THE CITY CODE AND AUTHORIZING A VARIANCE TO ALLOW CVS PHARMACY, INC – D/B/A CVS PHARMACY (STORE NUMBER 1057), LOCATED AT 9140 GUILBEAU ROAD, TO SELL ALCOHOLIC BEVERAGES FOR OFF-PREMISE CONSUMPTION AT A “DRUGSTORE - APOTHECARY” WITHIN THREE-HUNDRED (300) FEET OF THE COKE R. STEVENSON MIDDLE SCHOOL AND THE UNIVERSITY OF THE INCARNATE WORD, EDUCATIONAL INSTITUTIONS LOCATED IN DISTRICT 7.

Councilmember C. Medina stated that CVS Pharmacy had been a responsible business at this location and wanted to expand the facility. He noted that they had reached out to the neighborhood association and they did not have any opposition.

Councilmember C. Medina moved to adopt the proposed Ordinance with the following conditions: 1) This authorization shall not transfer to future property owners or to different land uses; and 2) Such authorization shall terminate in the event of non-operation or non-use of the identified establishment for a period of twelve or more successive calendar months. Councilmember Lopez seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Ozuna, Saldaña, D. Medina, Lopez, C. Medina, Williams, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** Chan.

**CONTINUED TO NOVEMBER 1, 2012**

Item Z-5. **ZONING CASE # Z2012162 CD (District 5):** An Ordinance amending the Zoning District Boundary from "R-4 AHOD" Residential Single-Family Airport Hazard Overlay District to "R-3 CD IDZ AHOD" Residential Single-Family Infill Development Zone Airport Hazard Overlay District with a Conditional Use for Three Dwelling Units on Lots 47 and 48, Block 7, NCB 2889 located at 2803 Vera Cruz Street. Staff and Zoning Commission recommend approval.

John Jacks presented Item Z-5 and stated that staff and the Zoning Commission recommended approval. He reported that of 55 notices mailed; none were returned in favor and one was received in opposition.

Councilmember D. Medina moved to continue Item Z-5 to November 1, 2012. Councilmember Lopez seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Ozuna, Saldaña, D. Medina, Lopez, C. Medina, Williams, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** Chan.

**CONTINUED TO NOVEMBER 1, 2012**

Item P-5. **PLAN AMENDMENT #12042 (District 3):** AN ORDINANCE AMENDING THE LAND USE PLAN CONTAINED IN THE SOUTH CENTRAL SAN ANTONIO COMMUNITY PLAN, A COMPONENT OF THE MASTER PLAN OF THE CITY, BY CHANGING THE USE OF 0.4594 ACRES LOCATED AT 5608 SOUTH FLORES STREET FROM MIXED USE TO REGIONAL

COMMERCIAL. STAFF AND PLANNING COMMISSION RECOMMEND DENIAL. (NO ASSOCIATED ZONING CASE) (CONTINUED FROM SEPTEMBER 20, 2012)

Chris Looney presented Item P-5 and stated that it would amend the land use plan contained in the South Central San Antonio Community Plan. He reported that staff and the Planning Commission recommended denial.

Councilmember Ozuna stated that the plan was good for the community and that the space would fit in well with the needs of the community. She stated that she would like to continue said item so that the associated zoning case could be heard at the same time.

Councilmember Ozuna moved to continue Item P-5 to November 1, 2012. Councilmember Soules seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Ozuna, Saldaña, Lopez, C. Medina, Williams, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** D. Medina and Chan.

#### **POSTPONED BY APPLICANT**

Item P-7 **PLAN AMENDMENT #12053 (District 8):** AN ORDINANCE AMENDING THE LAND USE PLAN CONTAINED IN THE NORTH SECTOR PLAN, A COMPONENT OF THE MASTER PLAN OF THE CITY, BY CHANGING THE USE OF A 5.513 ACRE TRACT OF LAND LOCATED AT 24165 WEST INTERSTATE HIGHWAY 10 FROM RURAL ESTATE TIER TO SUBURBAN TIER. STAFF AND PLANNING COMMISSION RECOMMEND APPROVAL. (ASSOCIATED ZONING CASE #Z2012137) (CONTINUED FROM OCTOBER 4, 2012)

#### **POSTPONED BY APPLICANT**

Item Z-7. **ZONING CASE # Z2012137 (District 8):** An Ordinance amending the Zoning District Boundary from "C-1 PUD GC-1 MSAO-1 MLOD" Planned Unit Development Light Commercial Hill Country Gateway Corridor Overlay Camp Bullis Military Sound Attenuation Overlay Military Lighting Overlay District to "C-2 GC-1 MSAO-1 MLOD" Commercial Hill Country Gateway Corridor Overlay Camp Bullis Military Sound Attenuation Overlay Military Lighting Overlay District on Parcel 5, NCB 34754 located at 24165 West IH 10. Staff and Zoning Commission recommend approval pending the plan amendment. (Continued from October 4, 2012)

John Jacks reported that Items P-7 and Z-7 were postponed by the applicant and did not require any action by the City Council.

#### **CONTINUED TO NOVEMBER 1, 2012**

Item Z-8. **ZONING CASE # Z2012196 (District 9):** An Ordinance amending the Zoning District Boundary from "R-6 AHOD MLOD" Residential Single-Family Airport Hazard Overlay Military Lighting Overlay District to "O-1.5 AHOD MLOD" Mid-Rise Office Airport Hazard Overlay Military Lighting Overlay District on Lot 1, Block 16, NCB 17723 located at 825 West Bitters Road. Staff and Zoning Commission recommend approval.

Councilmember Soules moved to continue Item Z-8 to November 1, 2012. Councilmember Ozuna seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Ozuna, Saldaña, D. Medina, Lopez, C. Medina, Williams, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** Chan.

**2012-10-18-0841**

Item Z-9. **ZONING CASE # Z2012195 CD (District 10):** An Ordinance amending the Zoning District Boundary from "R-6 AHOD" Residential Single-Family Airport Hazard Overlay District to "C-2 CD AHOD" Commercial Airport Hazard Overlay District with a Conditional Use for a Construction Trade Contractor on a 0.490 of an acre out of Parcel 2A, NCB 15723 located at 14615 Judson Road. Staff recommends approval. Zoning Commission recommends approval with one condition.

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: 0.49 OF AN ACRE OUT OF PARCEL 2A, NCB 15723 TO WIT: FROM "R-6 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "C-2 CD AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE FOR A CONSTRUCTION TRADE CONTRACTOR PROVIDED ALL CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO. "THE PENALTY FOR VIOLATION IS A FINE NOT TO EXCEED \$1,000.00".

John Jacks presented Item Z-9 and stated that staff recommended approval while the Zoning Commission recommended approval with the condition that a six-foot solid screen fence be constructed and maintained along the rear zoning boundary. He reported that of 15 notices mailed; four were returned in favor and one was returned in opposition.

Councilmember Soules moved to adopt the proposed Ordinance with the requirement of a solid screen fence, at least six feet in height and up to a maximum of eight feet in height, along the rear and southern side property lines. Councilmember Saldaña seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Ozuna, Saldaña, D. Medina, Lopez, C. Medina, Williams, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** Chan.

**ADJOURNMENT**

There being no further discussion, Mayor Castro adjourned the meeting at 2:22 pm.

**APPROVED**

  
**JULIAN CASTRO**  
MAYOR

Attest:

  
**LETICIA M. VACEK, TRMC/MMC**  
City Clerk