

**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, JUNE 19, 2013, AND THURSDAY, JUNE 20, 2013, RESPECTIVELY.

The San Antonio City Council convened in a Work Session at 2:00 pm Wednesday, **June 19, 2013**, Municipal Plaza Building, with the following Councilmembers present: Bernal, Taylor, Viagran, Saldaña, D. Medina, Lopez, C. Medina, Williams, Chan, Soules, and Mayor Castro. **ABSENT:** None.

1. BRIEFING ON UNFUNDED BUDGET REQUESTS FOR CONSIDERATION IN THE FY 2014 BUDGET.

Maria Villagomez presented information on the Unfunded Budget Requests for Consideration in the FY 2014 Budget. She reported that General Fund Revenues for FY 2014 were projected to increase by 2.4% but expenditures were projected to grow by 3.5%. She stated that due to expenditures growing at a faster pace than revenues; a \$35-50 million budget challenge existed for FY 2014. She provided the General Fund Available Resources Distributed Over Major Spending Areas. She reported that The Witte Museum, HemisFair Park Area Redevelopment Corporation (HPARC), Port Authority and Brooks City Base requested a total of \$20.4 million in FY 2014. She stated that within the Human Services Department; there were unfunded budget requests in the amount of \$9.0 million for Senior Centers, District 2 Community Center, Childsafe, Book Festival, and Children's Museum. She mentioned that other unfunded budget requests included the Land Bank Program; CHOICE Neighborhood Implementation Grant; City-Wide Transportation Study; Disparity Study; Sidewalks Around Schools; UTSA Boulevard; and various Capital Projects. She reported that the city receives \$150 million in Federal Grants annually and \$140 million of that amount could be affected by sequestration. She stated that the majority of the impact would be realized in the FY 2014 Budget and could range from \$4.6 to \$6.5 million.

Sam Dawson, Chair of the New Witte Capital Campaign presented their request for \$12 million for the major renovation and expansion of the City-Owned Museum Building Complex. He stated that The Witte Museum was the city's most visited museum and has been owned and operated for 86 years. He noted that the capacity of The Witte Museum no longer meets the needs of the city. He highlighted the infrastructure challenges that include deteriorating wall and leaking roofs. He provided visitor demographics by Ethnicity and Age, and outlined the visitors by Council District.

Mr. Dawson provided an overview of The New Witte Renovation and Expansion Project totaling 52,151 square feet. He reported that the project would include new classrooms and labs for the Texas Wild Gallery, Dinosaur Gallery, and Texas Indians Gallery, as well as the Texas Deep Time Orientation Theatre and Valero Great Hall Entrance. He stated that new construction would incorporate a Major Exhibition Hall, Adjoining School Entrance, 1719 Acequia Madre Court, and Witte Wetlands Outdoor Program Area. He spoke of their funding success for Phase I totaling \$14 million which was used for the South Texas Heritage Center. He outlined the funding for Phase II which includes \$19 million in private funds; a \$12 million funding request from the City of San Antonio; and \$4 million from the 2012 Bond Program. He indicated that through both phases, the

private investment in the city-owned facility will total \$33 million. He noted that The New Witte would quadruple the amount of classroom space and labs and that 100% of School Districts in San Antonio would attend The Witte Museum.

Mr. Dawson spoke of the projected economic impact noting that the total annual impact was estimated at \$59 million. He stated that The Witte Museum's economic impact from Cultural Tourists over the last four years averaged \$25 million per year. He provided a timeline for The New Witte in which they anticipated a Grand Opening in April 2016. He noted that this was a city-wide investment for city-wide impact and thanked the City Council for their continued support.

Mayor Castro thanked everyone for their presentations. He asked of the number of Senior Nutrition Sites. Melody Woosley replied that there were 63 Senior Nutrition Centers and four additional sites have been approved to open in the next two years. She stated that 17 sites had been closed over the last two years. Mayor Castro stated that he would like to see the analysis on the needs and requests for Senior Centers. He asked of the funding requested by HPARC. Ms. Villagomez replied that the \$2 million requested by HPARC is for operating expenses. Mayor Castro asked of the request from the Children's Museum. Ms. Villagomez replied that the City had provided one-time funding in the amount of \$100,000 to the Children's Museum in addition to their delegate agency funding in FY 2013. She noted that they were requesting additional funds for FY 2014. Mayor Castro asked of the source of the funds. Ms. Villagomez explained that a portion was funded by the Hotel Occupancy Tax and also by the General Fund. Mayor Castro stated that it was important for the City Council to understand the source of the funds being requested. He asked of the funding requested for the Book Festival. Ms. Villagomez replied that it was a new budget request and had not been funded in the past.

Mayor Castro asked of the Land Bank Program. Carlos Contreras stated that the Land Bank Authority would allow the city to create a Land Bank and to acquire foreclosed properties. He noted that they would like to address improved and unimproved properties. Mayor Castro asked of the funding for the Disparity Study. Mrs. Sculley responded that \$800,000 was the city's cost to perform the study without any partners. Mayor Castro stated that he was supportive of The Witte Museum Project and asked of the window that was closing. Mr. Dawson stated that they had been holding onto the Valero Funds for several years and that they would lose momentum on their private fundraising efforts. Mayor Castro asked how the \$12 million requested from the city would affect the project schedule. Mr. Dawson replied that they would have to get a bridge loan from a financial institution until they receive the \$12 million over five years. He noted that the \$12 million would be used to renovate the existing Witte Museum.

Councilmember Bernal asked if the Land Bank Program Funds listed in the presentation today were the same as the funds presented at the Quality of Life Meeting the previous day. Mr. Contreras replied that they were different funds.

Councilmember Lopez spoke of the funding for the Land Bank Program. Ms. Villagomez stated that a portion of the \$1.5 million previously allocated toward the Land Bank Program was to be used for loans that would be repaid. She noted that \$250,000 was allocated in 2013 for the Land Bank Program. Mrs. Sculley stated that the additional funding request for the Land Bank Program would be used to replenish the funds used.

Councilmember Saldaña asked of the funding requested by Childsafe. Mrs. Sculley replied that Childsafe Program Funds had been cut last year in order to fund other agencies. Councilmember Saldaña spoke in support of The Witte Museum.

Councilmember Chan asked of the unfunded budget requests. Mrs. Sculley responded that staff was presenting the information to the City Council so that they were aware of the requests that had come in thus far. Councilmember Chan stated that she would like to discuss the Land Bank Program in further detail. Mrs. Sculley reported that there was a typographical error and that the amount requested for the Land Bank was \$2 million and not \$200,000. She confirmed that this was the same amount that was presented at the Quality of Life Meeting the previous day. Councilmember Chan stated that she was impressed with the fundraising efforts by The Witte Museum and asked of the \$12 million requested from the city. Marise McDermott replied that the \$12 million would be used to renovate the facility which was 86 years old. She expressed concern that the infrastructure could no longer hold up and noted that it was difficult and expensive to maintain. Councilmember Chan asked of the operation of The Witte Museum. Ms. McDermott responded that they receive \$484,000 in funding from the city for programs and marketing. She stated that they had 300,000 collections and serve 150,000 school-age children.

Councilmember Taylor asked if performance impacted the second year of delegate agency funding. Ms. Woosley replied that they would take performance into consideration when recommending funds for FY 2014. Councilmember Taylor asked of the phasing of the Witte Museum Project. Ms. McDermott stated that the first phase was complete and had been open for a year. She noted that the main building renovation and expansion was in process. She indicated that the Exhibition Hall and Special Events Center was new construction but they were focusing on the main building renovation. She noted that there was a good amount of private funding to address the main building renovation. Councilmember Taylor stated that it would be helpful to understand the source of funds for each of the projects. She asked if The Witte Museum Project could be funded by the Hotel Occupancy Tax (HOT). Mrs. Sculley replied that HOT Funds could be used but they were currently allocated to other agencies. Councilmember Taylor stated that the Land Bank Program was evolving and would like to explore ways to expand the program to other areas of the city. She spoke of the CHOICE Neighborhood Program noting that it was a city-wide project and stated that San Antonio was the only city in the United States to receive both the Promise and CHOICE Grants. She added that the funding for the Woodard Community Center was part of the CHOICE Neighborhood Implementation. Mrs. Sculley reported that the CHOICE Program was requesting \$1.4 million in housing construction funds through HOME Funds and Community Development Block Grants. She noted that they were also requesting \$4.2 million for infrastructure. She stated that this would bring the total requested from the city to \$15 million over five years.

Councilmember Soules asked of the \$148 million in deferred maintenance costs. Ms. Villagomez continued with her presentation at this time. She spoke of the Facilities Analysis that had been conducted in which 600 facilities were identified. She stated that 40% of the facilities were dedicated to Community, Operations, and Office Space, while 60% was allocated to Public Safety, Aviation, and Parks and Recreation. She highlighted the Deferred Maintenance Needs totaling \$148.5 million within the following facilities: 1) Public Safety; 2) Community Facilities; 3) Administrative Offices; 4) Libraries; and 5) Heavy Equipment Service Centers. Councilmember Soules asked how the deferred maintenance needs were determined and asked for a detailed list. Mrs. Sculley stated that they could provide a more detailed list of the needs to the City Council. Councilmember Soules asked of the

various funding sources that could be used to address same. Mrs. Sculley replied that there were General Obligation Bonds approved by the voters and those were allocated. She stated that there were 2007 Bond Program Savings but there was no more capacity in Certificates of Obligations. Councilmember Soules expressed concern that only General Funds could be used and noted the challenges with the General Fund. He spoke in support of The Witte Museum Project and asked of the 1% for Art that could potentially be used for the project. Mrs. Sculley stated that the City Council had adopted policy that 1% of Capital Construction Budgets would be used for Art. She noted that they would review the potential to utilize same.

Councilmember Williams spoke of the analysis regarding consolidating city facilities. Mrs. Sculley replied that they were working on the analysis in phases. Ms. Villagomez noted that they would be providing recommendations to the City Council and continue their efforts to consolidate where possible. Councilmember Williams stated that The Witte Museum had done a great job in raising private funds but hoped the city could find a way to address the maintenance needs.

Councilmember Bernal stated that all of the projects were important but would like to point out that Sidewalks Around Schools was submitted through a Council Consideration Request (CCR). He noted that he believed that project should be treated differently since it was submitted through the CCR Process.

Councilmember Viagran asked of the Council Districts in the Land Bank Program. Lori Houston stated that the Pilot Land Bank Program focused on Districts 1, 6 and 3.

Councilmember Taylor expressed concern with the water damage at the Barbara Jordan Community Center and stated that she would like to see a detailed breakdown of the Deferred Maintenance Projects. She spoke of the importance of balancing needs such as The Witte Museum and neighborhood facilities. She reported that the Senior Center in a strip mall in District 2 was already at capacity. Mrs. Sculley reported that funding to address the Barbara Jordan Community Center was not included in the Deferred Maintenance List. She stated that this was because San Antonio Fighting Back leases half of the building for free and in exchange; they are responsible for maintenance. She added that they would follow up on the maintenance needs.

Councilmember Williams expressed concern that there were high expectations in the community for Senior Centers and that the city could not meet the needs.

Melody Woosley presented on the Department of Human Services (DHS) Senior Services Programs and highlighted the Senior Population throughout the city. She stated that DHS provides Seniors age 60 and older with a meal in a congregate setting at 63 centers. She noted that city programming for Seniors includes Comprehensive Senior Services, Nutrition Program, and Transportation. She reported that in FY 2013; they anticipated serving 19,000 Seniors. She outlined the Senior Center Site Models that include Comprehensive Senior Centers located in each quadrant of the city. She noted that new centers were approved for Council Districts 3, 5, 7, and 10. She mentioned that there were 56 Nutrition Centers of which 11 were operated by the city; 18 were vendor contracted; and 27 were volunteer sites. She presented maps of the existing and planned Senior Center Sites and Five Mile Service Areas. She highlighted the Senior Services Budget totaling \$10.1 million in FY 2013.

Ms. Woosley spoke of the Senior Services Strategic Plan that was adopted by the City Council on October 6, 2011. She stated that it provided recommendations in five key areas: 1) Optimal Delivery; 2) Food Service Distribution; 3) Operations; 4) Transportation; and 5) Technology/Center Automation. She highlighted accomplishments to include a reorganized division to improve the quality of programs and oversight. She stated that they had created a Senior Nutrition Advisory Council and implemented communication and feedback tools. She noted that they had implemented a dual menu at city and vendor sites and transitioned meal delivery to a vendor. She mentioned that they would continue to strengthen relationships with Senior Program Partners and hoped to implement an automated and swipe card system by January 2015. She spoke of the site challenges that include 17 vendor and volunteer sites closed by partners since 2011. She reported that 979 participants were impacted by the closures and 471 were transitioned to homebound meal service or alternate sites. She reported that \$1.2 million would be added to the budget to support operations for new centers in Districts 3, 5, and 10 with \$8.6 million in additional requests for Senior Programming. Lastly, she stated that they would continue to implement the Strategic Plan and continue analysis of trends and service delivery.

Councilmember Lopez asked of the meals provided at the Lopez Center in District 6. Ms. Woosley replied that many of the meals served at that facility were to Seniors that lived in Districts 5, 6, 7, and 8. She noted that Seniors had the option of choosing a site and did not have to attend one in their district.

Councilmember D. Medina thanked staff for their work and stated that he was pleased with the data being collected. He asked of the meals delivered to Seniors at their homes. Ms. Woosley replied that was coordinated by Christian Senior Services. Councilmember D. Medina expressed concern with the 500 Seniors that were displaced due to centers closing. He asked of the potential to minimize the cost for the new Senior Center in District 5. Gloria Hurtado stated that they would continue to identify sites for co-location in an effort to reduce costs. Councilmember D. Medina stated that he did not believe that the third Senior Center in District 5 would cost \$6.6 million if it was co-located in an existing facility.

Councilmember Williams asked of raising the age requirement for Senior Services. Ms. Woosley stated that the age requirement of 60 was designated by the grant funder.

Councilmember C. Medina asked of the funds needed for the District 7 Senior Center. Ms. Woosley replied that the initial \$375,000 was funded in the FY 2013 but \$655,000 was needed for FY 2014. Councilmember C. Medina asked of the Seniors displaced due to centers that had been closed. Ms. Woosley stated that many Seniors chose not to switch to a different site. She added that staff had worked to transition some to homebound meal service.

Councilmember Viagran asked of the additional funding requested by the St. Margaret Mary's Site. Ms. Woosley replied that they had negotiated with them to provide additional funding. Councilmember Viagran asked of their need for transportation. Ms. Woosley stated that there would be discussions with the Seniors that would require transportation.

Mayor Castro thanked everyone for the presentation.

EXECUTIVE SESSION

Mayor Castro recessed the meeting at 4:20 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).**

CEREMONIALS

Mayor Castro reconvened the meeting at 5:45 pm and addressed the Ceremonial Item.

Mayor Castro presented a Plaque of Appreciation to Outgoing Councilmember David Medina. The City Council thanked Councilmember D. Medina for his service on the City Council.

CITIZENS TO BE HEARD

Mayor Castro announced that no action was taken in Executive Session. He called upon the individuals registered to speak.

Erin Susan Jennings addressed the City Council in support of the proposed Non-Discrimination Ordinance. She highlighted the many efforts of Michelle Meyers, an advocate for the Lesbian, Gay, Bi-Sexual, and Transsexual (LGBT) Community who had passed away two days prior to the meeting. She noted that prior to her death; Ms. Meyers had outlined a plan for Exxon to implement protections for LGBT Employees.

Richard Slife addressed the City Council and spoke of his concerns with the VIA Metropolitan Streetcar Project. He presented a financial history of VIA Bus Operations and highlighted the high cost of the Streetcar Project.

Laurence Gonzalez addressed the City Council in support of the proposed Non-Discrimination Ordinance. He stated that he had been a Civilian Employee of the Department of Defense for over 30 years and spoke of their efforts to work toward an environment of maximum equality and inclusiveness.

Julie Pousson addressed the City Council in support of the proposed Non-Discrimination Ordinance. She provided the City Council with a publication entitled, "Just the Facts about Sexual Orientation and Youth" endorsed by the numerous entities including the American Academy of Pediatrics, American Association of School Administrators, and the American Counseling Association. She provided another handout entitled, "Appropriate Affirmative Responses to Sexual Orientation Distress and Change Efforts." She spoke of the negative environments faced by LGBT Students. She expressed

concern with a FaceBook Post by Pastor Charles Flowers in which he stated that they were holding a church service in the Council Chambers during Citizens to be Heard.

Emmett Gonzalez addressed the City Council in support of the proposed Non-Discrimination Ordinance. He stated that he was a Transgender Male and proud to call San Antonio his home. He noted that he attends Southwestern University and wants to return to San Antonio to serve as a School Teacher for future generations.

Julius Lorenzi addressed the City Council in support of the proposed Non-Discrimination Ordinance. He stated that he was Gay and also a Warrior in the Texas Army National Guard. He spoke of the many hardships he endured growing up including being gay, overweight, and sexually abused. He noted that he works at the Drury Hotels and they have supported him.

Micheal Torres addressed the City Council in support of the proposed Non-Discrimination Ordinance. He stated that everyone should have equal opportunities and that being Gay was not a choice. He expressed concern with the homeless teens on the street due to being LGBT.

Stanley Mitchell addressed the City Council and expressed concern with the VIA Metropolitan Streetcar Project. He spoke of the high cost to own and operate Streetcars compared to buses and provided a series of handouts including a spreadsheet titled, "Streetcar and Bus Operating Expense Per Revenue Mile Compared".

Reverend Mick Hinson addressed the City Council in support of the proposed Non-Discrimination Ordinance. He stated that he was a Homosexual, Evangelical, Christian Man and believed that God wanted everyone to be treated equally. He noted that this was an issue of faith.

Bianca DeLaGarza addressed the City Council in support of the proposed Non-Discrimination Ordinance. She stated that she was a proud, Lesbian Female and that everyone deserved to be treated with respect.

Jennifer Echeverry addressed the City Council in support of the proposed Non-Discrimination Ordinance. She expressed concern with the individuals using The Bible against the LGBT Community. She stated that she loves everyone and looks beyond their exterior.

Ashley Turner stated that she was a Transgender Female and gave her time to Katherine Jayne Isaacs. Ms. Isaacs read a statement on behalf of Ms. Turner regarding her challenges growing up as a Transgender Individual. She experienced homelessness, beatings and discrimination due to same.

Koby Ozias stated that she was a Veteran and Transgender Individual from Texas. She spoke in support of the proposed Non-Discrimination Ordinance noting the many challenges she has encountered due to being transgender. She noted that the city should move forward now and do the right thing. She asked that the provisions for Transgender Individuals and Veterans be voted on together.

DeeDee Gonzales addressed the City Council in support of the proposed Non-Discrimination Ordinance. She spoke of the discrimination that her Father and Grandfather encountered for being Hispanic and stated that they had fought for justice.

Nicole Moreno stated that she was an Educator and expressed concern that many Lesbian and Gay Educators have to hide their sexual orientation in order not to lose their job. She spoke in support of the proposed Non-Discrimination Ordinance and stated that everyone should be treated equally.

Damon Coulter, Shannon Perez, and Thomas Stowers representing SEIU Texas addressed the City Council regarding their concerns with the Animal Care Services (ACS) Department. Mr. Stowers, ACS Officer stated that the two main reasons for animal bites were inadequate staffing and lack of cages. He expressed concern with the many calls that are going unanswered and provided a screen shot depicting a case that was closed without being addressed after a year.

Mitsue McCoy addressed the City Council in support of the proposed Non-Discrimination Ordinance. She stated that she has a brother that is gay and does not want him to be discriminated against. She asked that the City Council ensure justice and equality for everyone.

David Shea addressed the City Council in support of the proposed Non-Discrimination Ordinance. He stated that he had served in the military and had fought for freedom and equality. He noted that he had gay family members and did not want them to experience discrimination.

William McCoy addressed the City Council in support of the Non-Discrimination Ordinance. He stated that he was a full-time student at a university in Scotland and spoke of the LGBT Rights they provided. He noted that he did not want to return to San Antonio due to the lack of legal protection for the LGBT Community.

Ruby Krebs addressed the City Council in support of the Non-Discrimination Ordinance. She stated that she was a Transgender Individual. She asked the City Council to do the right thing and to set an example for other cities by approving the City's Non-Discrimination Ordinance.

David Cisneros addressed the City Council in support of the proposed Non-Discrimination Ordinance. He spoke of examples throughout history which he believed that the church should not have gotten involved in.

Shawn Settles addressed the City Council in support of the proposed Non-Discrimination Ordinance. She stated that she was a Lesbian and worked as an Educator in San Antonio. She noted that it was important for the City Council to act now.

Marisol Cortez, Melissa Rodriguez, and Graciela Sanchez representing Esperanza Peace and Justice Center addressed the City Council in support of the proposed Non-Discrimination Ordinance. Ms. Cortez stated that San Antonio was the last major city in Texas that did not provide the proposed legal protections and asked the City Council for their support. Ms. Sanchez provided statistics on employee discrimination and asked the City Council for their support of the revisions.

Chad Reumann addressed the City Council in support of the proposed Non-Discrimination Ordinance. He stated that he was a Gay man and he and his partner receive benefits from his employer. He stated that he would like to become a teacher but is concerned that he can be fired for being gay.

Nancy Russell addressed the City Council in support of the proposed Non-Discrimination Ordinance. She stated that she was a Retired US Army Lieutenant Colonel who had served the military for 20 years and had supported Civil Rights Activities in the 1960's.

Tonya Perkins addressed the City Council in support of the proposed Non-Discrimination Ordinance. She stated that she was speaking on behalf of the LGBT Families in the community and believed that everyone should be treated equally. She noted that she was legally married to a female in Massachusetts and asked the City Council for their support.

Mark Farris addressed the City Council in support of the proposed Non-Discrimination Ordinance. He spoke of the fear regarding said issue and noted that he was lucky to have legal protections from his employer, OfficeMax. He added that hiring practices that allow for discrimination of the LGBT Community should not be tolerated.

Lauryn Farris addressed the City Council in support of the proposed Non-Discrimination Ordinance. She commended Councilmember Bernal for his leadership on the issue and presented results of the National Transgender Discrimination Survey conducted in Texas. She indicted that they reflect findings regarding Workplace Discrimination, Harassment and Discrimination at School, Housing Discrimination, and Health Care Discrimination.

Janet Grigsby addressed the City Council in support of the proposed Non-Discrimination Ordinance. She stated that she was the proud mother of a Gay Son and believed it was unconceivable that there was legal discrimination in the Year 2013. She added that sexual orientation was not a choice.

Dee Villarubia addressed the City Council in support of the proposed Non-Discrimination Ordinance. She stated that this was not a religious issue but a civil rights and citizenship issue. She presented a handout noting that many cities and states had banned discrimination based on sexual orientation and most also protected gender identity or expression. She recognized Michelle Meyers and added that many Fortune 500 Companies had already enacted Anti-Discrimination Policies.

Emily Leeper addressed the City Council in support of the proposed Non-Discrimination Ordinance. She stated that her sister was a transgender individual and believes that everyone should be treated equally.

Olga Hernandez addressed the City Council in support of the proposed Non-Discrimination Ordinance. She stated that no one should work in poor conditions and believed it was a matter of fairness.

Mary Hiller addressed the City Council in support of the proposed Non-Discrimination Ordinance. She stated that she had a son that was gay and believed that everyone should be treated equally.

Pastor Charles Flowers addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. He stated that today was Juneteenth which commemorated the end of slavery in the United States. He noted that he believed that political and economic force was being used to oppress the free exercise of religion in the city. He expressed concern with the language in the proposed Ordinance and indicated that he had sought assistance from individuals in the legal community.

Janice Flowers addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. She spoke of the challenges she endured growing up with four brothers and not feeling very feminine. She expressed her belief that the LGBT Lifestyle was a choice.

Bryan Mann, Lori Beltran, and Jaime Mann representing Ex-LGBT addressed the City Council. Mr. Mann spoke of his life experiences having feelings for men but marrying a female. He stated that he eventually got divorced and felt he was living a lie. He started attending church in 2008 and has learned to be a man of God. He added that he had found a safe place where he could be loved and accepted.

Philip Sevilla addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. He stated that he lived in San Francisco for 20 years and showed a photo of a Gay Parade that was held there. He expressed that there was help for individuals living a LGBT Lifestyle.

Natalie Hardy addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. She expressed concern that the protections for Veterans, Sexual Orientation and Gender Identity were lumped together. She stated that lifestyle choices should not be imposed on everyone and believed the ordinance was unnecessary.

DeeDee Belmares addressed the City Council in support of the proposed Non-Discrimination Ordinance changes. She noted that it was important to treat everyone equally under the law and that employees should be judged on their performance; not sexual orientation. She added that approval of the Ordinance would help attract and retain top talent.

David Mayorga expressed concern with the proposed Non-Discrimination Ordinance being presented to the City Council without the Governance Committee discussing it. He expressed concern with the impact on religious freedom and spoke of the many lawsuits that had been filed due to said policies.

Ricardo Marmolejo addressed the City Council in support of the proposed Non-Discrimination Ordinance. He stated that he was a homosexual and believed that the rights of everyone should be protected. He spoke of the harassment that he and members of the LGBT Community deal with on a daily basis.

Michael Selby addressed the City Council and referenced paragraph four of the proposed Non-Discrimination Ordinance. He expressed concern with the impact on the right of Free Speech and due process. He stated that he believed the ordinance was too vague and that many individuals would be barred from serving on a Board or Commission since they had voiced their bias toward the LGBT Community in public.

Joseph Tanasi addressed the City Council and stated that he was a US Army Veteran, Gay, Christian Member of Travis Park United Methodist Church. He spoke in support of the proposed Non-Discrimination Ordinance noting that their church loves and welcomes everyone.

Mary Parks addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. She stated that the ordinance discriminates against Catholics and does not believe that she should have to support homosexual unions.

Gerald Ripley addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. He stated that the city's current policies and practices already protect individuals against discrimination. He expressed concern that religious individuals that have noted their bias regarding the LGBT Community would be barred from serving on a Board or Commission.

Sharie Smasal addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. She expressed concern with the use of public restrooms by transgender individuals and asked the City Council to protect the rights of women and children. She added that there were too many questions that needed to be answered before a vote was taken.

Teresa Weaver addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. She stated that San Antonio was a family-friendly city and businesses wanted to come here to do business. She noted that she did not believe that an ordinance was needed.

Mike Knuffke addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. He stated that he represented The San Antonio Family Association to protect the original and basic unit of society. He noted that accepting and creating a special class for life style choice addictions was wrong. He expressed concern that government was legislating immorality and that the LGBT Community was trying to tolerate society into indifference and silence.

Patrick Von Dohlen addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. He spoke of the low life expectancy of gay individuals and stated that he believed this was an issue of religious freedom. He expressed concern that the ordinance would not provide any protections for religious organizations.

Katie Auger, Paul Garro, and Angie Razo representing City Year addressed the City Council. Mr. Garro stated that City Year was an education-focused, non-profit organization that partners with public schools to keep students in school and on track to succeed. He highlighted efforts to help students in 3rd through 9th Grades and spoke of the AmeriCorps Members that are trained mentors, tutors, and role models. Ms. Auger spoke of her experiences in working with students and highlighted her positive work with a specific student. Ms. Razo stated that she was a parent whose children were mentored and tutored by AmeriCorps Members. She noted that she was pleased with the progress that they have made.

Ana Perez addressed the City Council in support of the proposed Non-Discrimination Ordinance. She stated that being transgender or gay was not a choice and that protections were needed. She added that San Antonio was known as Military City USA and the city should protect Veterans.

Faris Hodge, Jr. submitted written testimony regarding the opening of the Bitters Brush Collection Site. He referenced an article in La Prensa entitled, "Just a Thought: Intersecting with Mayor Cisneros" written by Steve Walker. He wrote of the City's Administrative Directive 4.79A Post-Accident Alcohol and Drug Testing. He highlighted the District 1 and 4 Newsletters and the Volunteer Income Tax Assistance (VITA) Program. He wrote that the San Antonio Parks and Recreation Department was taking applications for 600 summer jobs. He referenced the new city-owned kennel that will be operated by the Animal Defense League. He requested that the Citizens to be Heard portion of the City Council Meetings be televised. He highlighted the lease agreement amendment

with the National Western Art Museum and the revisions to the Ethics Code. He wrote that former city employee Michael Cuellar is no longer banned from City Hall.

ADJOURNMENT

There being no further discussion, Mayor Castro adjourned the meeting at 9:20 pm.

The San Antonio City Council convened in a Regular Meeting on Thursday, **June 20, 2013**, 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, Viagran, Saldaña, D. Medina, Lopez, C. Medina, Williams, Chan, Soules, and Mayor Castro. **ABSENT:** None.

Item 1. The Invocation was delivered by Pastor Vera Segundo, The King's Mission Fellowship, guest of Councilmember Rebecca J. Viagran, District 3.

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

Item 3. MINUTES

Councilmember Saldaña moved to approve the Minutes for the June 5-6, 2013 City Council Meetings. Councilmember Taylor seconded the motion.

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

POINT OF PERSONAL PRIVILEGE

Mayor Castro and the City Councilmembers recognized outgoing Councilmembers D. Medina and Williams for their service on the City Council. Councilmembers D. Medina and Williams thanked the City Council, staff, and their supporters for all of their accomplishments over the past four years.

ITEMS FOR INDIVIDUAL CONSIDERATION

The City Clerk read the caption for Item 4:

2013-06-20-0425

Item 4. AN ORDINANCE DECLARING THE OFFICIAL RESULTS OF THE RUN-OFF ELECTION FOR CITY COUNCIL DISTRICTS 5 AND 8 HELD ON SATURDAY, JUNE 15, 2013.

City Clerk Leticia M. Vacek presented the total Votes Cast for each candidate in the June 15, 2013 Run-Off Election. She reported that 12,704 total votes were cast out of 131,831 Registered Votes which resulted in a Voter Turnout of 9.64%.

FOR MEMBER OF COUNCIL, PLACE NO. 5:

David Medina 2,406 votes
Shirley Gonzales 2,523 votes

FOR MEMBER OF COUNCIL, PLACE NO. 8:

Rolando Briones 3,563 votes
Ron Nirenberg 4,156 votes

Mrs. Vacek reported that as a result of said election, Shirley Gonzales (Place No. 5) and Ron Nirenberg (Place No. 8) were declared elected for a two-year term of office commencing June 20, 2013.

Mayor Castro called upon the individuals registered to speak on Item 4.

Nazirite Ruben Flores Perez congratulated Councilmembers Gonzales and Nirenberg on their election.

Jack M. Finger commended Councilmembers D. Medina and Williams for their work on the City Council. He expressed concern with ballots received during early voting for the November Election in which addresses were from a local cemetery. He also expressed concern with early voted ballots from the City Election in which signatures did not match.

Councilmember Williams moved to adopt the Ordinance canvassing the official election results as presented. Councilmember Viagran seconded the motion.

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

ADMINISTRATION OF OATH/CERTIFICATES OF ELECTION

Mrs. Vacek administered the Statement of Elected Officer and Oath of Office to newly elected Councilmembers Shirley Gonzales and Ron Nirenberg.

Mayor Castro presented Certificates of Election to Councilmembers Gonzales and Nirenberg.

The new City Councilmembers took their place on the dais. Councilmembers Gonzales and Nirenberg thanked their many supporters and stated that they looked forward to serving on the City Council.

ROLL CALL

City Clerk, Leticia M. Vacek, took the Roll Call of the 2013-2015 City Council and noted a quorum of the Council with the following present: Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **ABSENT:** None.

Mrs. Vacek announced the Mayor Pro Tem terms as drawn:

Diego Bernal - June 20, 2013 through August 29, 2013

Carlton Soules - August 30, 2013 through November 8, 2013

Rey Saldaña - November 9, 2013 through January 18, 2014

Rebecca Viagran - January 19, 2014 through March 30, 2014

Cris Medina - March 31, 2014 through June 9, 2014

Shirley Gonzales - June 10, 2014 through August 19, 2014

Ron Nirenberg - August 20, 2014 through October 29, 2014

Ray Lopez - October 30, 2014 through January 8, 2015

Elisa Chan - January 9, 2015 through March 20, 2015

Ivy R. Taylor - March 21, 2015 through May 31, 2015 or until such time as City Councilmember's successor is elected and qualified for office.

OATH OF OFFICE – MAYOR PRO TEM

Mrs. Vacek administered the Oath of Office to Councilmember Diego Bernal, District 1, as Mayor Pro Tem with an effective date of June 20, 2013 through August 29, 2013.

CONSENT AGENDA ITEMS 5-49C

Consent Agenda Items 10, 19, 23A-D, 29 A-C, 34A and 45 were pulled for Individual Consideration. Mayor Castro announced that Items 24, 35, 43, and 48A were pulled from the agenda by staff.

Councilmember Lopez 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.

Hector Garcia, President of the Alamo City Driver's Association addressed the City Council in opposition to the City Code Revisions (Item 35). He stated that he and his brother were Veterans and had become taxi drivers after being honorably discharged from the military. He noted that he was concerned with the effects that the revisions would have on taxi drivers and asked why the revisions were being made.

Nazirite Ruben Flores Perez addressed the City Council in support of the upgrade and maintenance to the existing Automated Flood Monitoring System (Item 5).

Richard F. Moreno stated that he was a member of the Alamo City Driver's Association and was pleased that staff had pulled Item 35 as there were still many questions to be answered.

Robert Gonzales stated that he was with National Cab Service and had been in business since 1980. He noted that he was pleased that Item 35 had been pulled from the agenda and that the revisions to the City Code should be further vetted. He spoke of the potential impact to taxi drivers and their families.

Cheryl D. Shaw stated that Chapter 33 of the City Code addresses more than just taxi cabs but also Horse Drawn Carriages, Pedicabs, Limousine Services, and Tour Charter Services (Item 35). She noted that the revisions had been fully vetted and discussed with members of each service and company owners. She added that it was important to approve the changes as soon possible for the benefits to be effective.

Larry Ramirez expressed concerns with many issues occurring within the Taxi Cab Industry (Item 35). He stated that he was most concerned with preferential treatment occurring at the Airport. He noted concerns with the small signage for taxis at the Airport and asked why shuttles were allowed to wait on the curb even though signage stated that it was for loading and unloading.

George Alva, Vice-Chair of the Transportation Advisory Board expressed concern that a handful of taxi drivers had stopped a process that affected over 2,000 people. He noted that they had worked on the revisions to Chapter 33 (Item 35) for several years and that they had solicited input through numerous public meetings. He added that he stood with a majority of taxi drivers in support of the Ordinance.

John Bouloubasis spoke in support of the revisions to Chapter 33 of the City Code (Item 35). He noted that they had held many meetings and spent countless hours working on said item. He stated that the industry was counting on the changes and asked the City Council for their support.

Anne Vandyke stated that she was the Owner of Yellow Rose Carriage Company and had been in business for 31 years. She spoke in support of the revisions to the City Code (Item 35) and noted that changes had not been made since 1989. She indicated that they were aware of the need to ensure the health and welfare of horses and asked the City Council to approve the portion of the Ordinance related to Horse Drawn Carriages.

Kathy Stevens stated that she was the Manager of the Blue Bond Carriage Company and asked the City Council to approve revisions to Chapter 33, Article IV of the City Code related to Horse Drawn Carriages (Item 35). She noted that the changes would affect drivers and tourism in San Antonio.

Jack M. Finger welcomed Councilmembers Gonzales and Nirenberg to the City Council. He expressed concern with the agreement with AECOM Technical Services, Inc. (Item 13) due to the campaign finance contributions they provided to various members of the City Council.

Michael Khadem stated that he was the Operator of Limousine Taxi and Charter Service in San Antonio and was shocked that Item 35 was pulled from the agenda. He noted that he was supportive of the revisions to the City Code and asked how a small amount of people could change the life of 2,000 people that would benefit from the changes.

Noah Tillman-Young stated that he was also shocked that Item 35 was pulled from the agenda by staff. He noted that he was a Horse Drawn Carriage Driver and spoke of the great amount of safety they provided for their horses. He asked the City Council to consider approving the changes to Article IV that would greatly benefit the Horse Drawn Carriage Industry.

Dan Diaz stated that he had been actively involved in the Horse Drawn Carriage Industry for the past two years and expressed concern that Item 35 was pulled from the agenda. He noted concerns with being grouped with other industries and highlighted the benefits of the revisions to Article IV related to Horse Drawn Carriages.

Andrea Martinez stated that she was a Horse Drawn Carriage Driver and expressed concern that Item 35 was pulled from the agenda. She spoke of the benefits of the revisions to Chapter 33, Article IV of the City Code and noted the great amount of care that she provided for her horse.

Faris Hodge, Jr. submitted written testimony in favor of Items 4-35, 37-45, and 47-49. He wrote that all board appointees should be interviewed on television (Item 36). He wrote in opposition to Item 46.

Mayor Castro clarified that the City Council would have the opportunity to have questions answered in regard to the revisions to Chapter 33 of the City Code. He stated that the item would not be considered today but would be brought back to the City Council.

Councilmember Soules spoke of the great amount of time that the Public Safety Council Committee had spent on the revisions to Chapter 33 of the City Code and asked why Item 35 was pulled from the agenda by staff. Deputy City Manager Erik Walsh stated that he had made the decision to pull the item because he believed there were a great number of individuals signed up to speak in opposition. Councilmember Soules asked of the potential to move forward with the revisions to Article IV related to Horse Drawn Carriages. Mayor Castro stated that he had announced at the beginning of the meeting that the item had been pulled from the agenda. Michael Bernard stated that he believed that considering the item after it had been announced that the item would not be addressed would be a violation of the Open Meetings Act. Councilmember Soules requested that the City Attorney research and report back to the City Council that it would be a violation as he believed the item was properly posted and could be addressed.

Councilmember Chan also expressed concern that Item 35 had been pulled by staff and stated that she would like to see a procedure in place for staff pulling items from the Council Agenda. She spoke of the great amount of work on said item by the Public Safety Council Committee and asked of the opportunity that had been provided for public input. Mr. Walsh replied that there had been over 2 ½ hours of discussion at the previous Public Safety Council Committee. Councilmember Chan asked of the issues related to horses. Mr. Walsh stated that the Police Department had utilized a local Veterinarian as well as Animal Care Services Staff for input on the proposed changes to the Horse Drawn Carriage Industry. Councilmember Chan spoke of the importance of examining all comments and issues and being sensitive to the economics of individuals impacted. She again asked why the item was pulled from the agenda. Mr. Walsh stated that he had made the decision to pull the item due to the amount of opposition.

Councilmember Soules stated that he did not want the issue to be held up again and asked that it be placed back on the agenda as soon as possible. Councilmember Chan concurred that the item should come back as soon as possible noting the many small businesses affected.

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

2013-06-20-0426

Item 5. AN ORDINANCE ACCEPTING THE OFFER FROM INVENSYS OPERATIONS MANAGEMENT FOR THE DEPARTMENT OF PUBLIC WORKS TO UPGRADE AND PROVIDE MAINTENANCE TO THE EXISTING AUTOMATED FLOOD MONITORING SYSTEM AT THE SAN ANTONIO TUNNEL SYSTEM, SAN PEDRO TUNNEL SYSTEM, OLMOS DAM AND THE MARINA FACILITY FOR A TOTAL COST OF \$808,104.00, WITH FUNDING AVAILABLE FROM THE FY 2013 STORM WATER OPERATING FUND AND INCLUDED IN THE FY 2013–FY 2018 CAPITAL BUDGET.

2013-06-20-0427

Item 6. AN ORDINANCE ACCEPTING THE BIDS FROM GRAPEVINE DODGE CHRYSLER JEEP AND PHILPOTT MOTORS TO PROVIDE THE AVIATION DEPARTMENT WITH 13 GASOLINE POWERED LIGHT DUTY TRUCKS AND SPORT UTILITY VEHICLES FOR A TOTAL COST OF \$367,861.17 FUNDED FROM THE AVIATION OPERATING & MAINTENANCE FUND.

2013-06-20-0428

Item 7. AN ORDINANCE ACCEPTING THE BID FROM AMERICAN EUROCOPTER CORPORATION TO PROVIDE THE SAN ANTONIO POLICE DEPARTMENT WITH SINGLE ENGINE TURBINE HELICOPTERS FOR A TOTAL COST OF \$5,177,999.00, FUNDED THROUGH A TAX-EXEMPT LEASE PURCHASE AGREEMENT, OR OTHER FINANCIAL OBLIGATIONS CONTINGENT ON THE EXECUTION OF A LEASE PROGRAM SCHEDULE OR OTHER ISSUANCE APPROVED BY SUBSEQUENT ORDINANCE, AND THE BALANCE OF \$751,631.00 WILL BE FUNDED FROM THE GENERAL FUND CONTINGENT UPON SUBSEQUENT FY14 BUDGET APPROVAL.

2013-06-20-0429

Item 8. AN ORDINANCE AUTHORIZING A CONTRACT WITH SELRICO SERVICES, INC. TO PROVIDE CUSTODIAL SERVICES FOR THE SAN ANTONIO PUBLIC LIBRARY SYSTEM FOR AN ESTIMATED ANNUAL AMOUNT OF \$1,100,000.00, FUNDED FROM THE LIBRARY'S GENERAL FUND BUDGET.

2013-06-20-0430

Item 9. AN ORDINANCE ACCEPTING THE OFFER FROM SCHINDLER ELEVATOR CORP. TO PROVIDE ELEVATOR AND ESCALATOR PREVENTATIVE MAINTENANCE FOR BUILDING AND EQUIPMENT SERVICES, CONVENTION SPORTS AND ENTERTAINMENT FACILITIES, DOWNTOWN OPERATIONS, METRO HEALTH, LIBRARY AND THE PARKS AND RECREATION DEPARTMENT FOR AN ESTIMATED ANNUAL AMOUNT OF \$221,000.00; FUNDED THROUGH THE GENERAL AND FACILITIES FUNDS.

2013-06-20-0432

Item 11. AN ORDINANCE AUTHORIZING A CONTRACT WITH ZOLL MEDICAL CORPORATION TO PROVIDE THE EMS DIVISION AND THE EMERGENCY OPERATIONS CENTER OF THE SAN ANTONIO FIRE DEPARTMENT WITH 60 X-SERIES 12-LEAD ELECTROCARDIOGRAM CARDIAC MONITORS FOR A TOTAL COST OF \$2,140,054.00, OF WHICH \$1,435,000.00 WILL BE PAID THROUGH A TAX-EXEMPT LEASE PURCHASE AGREEMENT, OR OTHER FINANCIAL OBLIGATIONS; \$637,279.40 WILL BE FUNDED FROM THE FIRE DEPARTMENT'S FISCAL YEAR 2013 ADOPTED GENERAL FUND OPERATING BUDGET AND \$67,774.60 WILL BE FUNDED FROM THE 2011 METROPOLITAN MEDICAL RESPONSE SYSTEMS FUNDS.

2013-06-20-0433

Item 12. AN ORDINANCE AUTHORIZING THE FOLLOWING CONTRACTS ESTABLISHING UNIT PRICES FOR GOODS AND SERVICES FOR AN ESTIMATED ANNUAL VALUE OF \$451,000.00: (A) TUTOR.COM, INC. FOR INTERNET TUTOR.COM MASTER SERVICE AGREEMENT, (B) THOMSON REUTERS FOR WESTLAW SUBSCRIPTIONS AND LEGAL RESEARCH MATERIALS, (C) KONICA MINOLTA BUSINESS SOLUTIONS FOR COLOR AND BLACK & WHITE MULTI-FUNCTION DEVICES AND (D) BIO-RAD LABORATORIES, INC. FOR HUMAN IMMUNE VIRUS (HIV) TESTS AND SUPPLIES.

2013-06-20-0434

Item 13. AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH AECOM TECHNICAL SERVICES, INC. FOR DESIGN SERVICES FOR RUNWAY 4/22 EXTENSION, TAXIWAY RC EXTENSION – PHASE 2, AND AIRFIELD PAVEMENT REPAIRS PROJECTS TO EXTEND THE TERM OF THE CONTRACT FOR AN ADDITIONAL TWO YEARS.

2013-06-20-0435

Item 14. AN ORDINANCE AUTHORIZING THE EXECUTION OF A MULTIPLE USE AGREEMENT WITH TEXAS DEPARTMENT OF TRANSPORTATION FOR THE THEO AVENUE AND MALONE AVENUE CORRIDOR PUBLIC ART PROJECT, A 2012 BOND FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 5.

2013-06-20-0436

Item 15. AN ORDINANCE FOR THE SAN ANTONIO NATATORIUM ACCEPTING A PROPOSAL AND AUTHORIZING CONSTRUCTION REPAIRS FOR AN AMOUNT NOT TO EXCEED \$276,502.61 PAYABLE TO DAVILA CONSTRUCTION, INC UTILIZING THE JOB ORDER CONTRACTING DELIVERY METHOD FOR POOL DECK REPAIRS AT THE SAN ANTONIO NATATORIUM, A 2012–2017 GENERAL OBLIGATION PARK IMPROVEMENT BOND FUNDED PROJECT, LOCATED AT 1430 WEST CESAR CHAVEZ BOULEVARD IN COUNCIL DISTRICT 5.

2013-06-20-0437

Item 16. AN ORDINANCE ASSOCIATED WITH THE COMPLETED 24TH STREET IMPROVEMENTS PROJECT AUTHORIZING AN AMENDMENT TO THE FUNDING AGREEMENT WITH AT&T ALLOWING THE CITY TO REIMBURSE AT&T FOR THEIR UNDERGROUND UTILITY WIRING AS PART OF AN OVERALL UTILITY CONVERSION PROJECT, IN THE INCREASED AMOUNT OF \$85,893.54 FOR ADDITIONAL COSTS RELATED TO THE UNDERGROUND CONVERSION OF AT&T FACILITIES FOR THE 24TH STREET IMPROVEMENTS PROJECT, A CERTIFICATES OF OBLIGATION AND 2007 BOND SAVINGS FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 5; AND, AMENDING THE FY 2013–2018 CAPITAL IMPROVEMENT BUDGET WITH THE REALLOCATION OF \$120,000.00 IN 2007 GENERAL OBLIGATION BOND FUNDS TO THE 24TH STREET IMPROVEMENTS PROJECT.

2013-06-20-0438

Item 17. AN ORDINANCE AUTHORIZING AN INTERLOCAL AGREEMENT WITH BEXAR COUNTY THAT ALLOWS FOR THE ADDITION OF HIKE AND BIKE TRAILS TO THE SCOPE OF WORK FOR THE COUNTY’S HUEBNER CREEK FLOOD IMPROVEMENT PROJECT (LC-17), LOCATED IN COUNCIL DISTRICTS 6 AND 7, IN AN AMOUNT NOT TO EXCEED \$1,669,025.00; AND AMENDING THE CAPITAL IMPROVEMENTS PROGRAM BUDGET TO AUTHORIZE THE APPROPRIATIONS OF \$339,393.00 FOR CONSTRUCTION, \$123,632.00 FOR CONSTRUCTION CONTINGENCY AND \$30,000.00 FOR MANDATORY PROJECT FEES FROM 2010 PROPOSITION 2 SALES TAX INITIATIVE FUNDS.

2013-06-20-0439

Item 18. AN ORDINANCE AUTHORIZING A TASK ORDER CONSTRUCTION CONTRACT WITH SIEMENS INDUSTRY, INC. IN AN AMOUNT NOT TO EXCEED \$1,399,713.00, TO PERFORM THE TASK ORDER CONTRACT FOR THE INSTALLATION OF TRAFFIC SIGNAL SYSTEMS FOR A TERM OF TWO YEARS.

Item 20. CONSIDERATION OF THE FOLLOWING ITEMS RELATED TO THE SAN ANTONIO RIVER WATER TREATMENT PROJECT LOCATED IN COUNCIL DISTRICT 9 AND INCREASING APPROPRIATIONS BY \$444,897.93 IN 2005 STORM WATER REVENUE BONDS AND \$15,992.40 IN THE OTTO KOEHLER PARK FUND.

2013-06-20-0441

- A. AN ORDINANCE AUTHORIZING A CHANGE ORDER TO THE CONSTRUCTION CONTRACT WITH SHANNON MONK CONSTRUCTION IN AN AMOUNT NOT TO EXCEED \$259,890.33 AND AUTHORIZING \$116,000 FOR CONTINGENCY, MATERIAL TESTING AND CAPITAL ADMINISTRATIVE FEES.

2013-06-20-0442

- B. AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE ENGINEERING CONTRACT WITH KLOTZ AND ASSOCIATES IN AN AMOUNT NOT TO EXCEED \$85,000.00 FOR ADDITIONAL ENGINEERING SERVICES FOR THE SAN ANTONIO WATER TREATMENT PROJECT.

Item 21. CONSIDERATION OF THE FOLLOWING ORDINANCES RELATED TO PUBLIC WORKS TASK ORDER CONTRACTS WITH H.L. ZUMWALT CONSTRUCTION, INC. TO COMPLETE THE CONSTRUCTION OF VARIOUS INFRASTRUCTURE PROJECTS:

2013-06-20-0443

- A. AN ORDINANCE AWARDED A TASK ORDER CONSTRUCTION CONTRACT WITH H.L. ZUMWALT CONSTRUCTION, INC. IN AN AMOUNT NOT TO EXCEED \$4,010,592.50, OF WHICH \$35,500.00 IS TO BE REIMBURSED BY SAN ANTONIO WATER SYSTEMS, FOR THE CONSTRUCTION OF SIDEWALK AND PEDESTRIAN RELATED PROJECTS FOR THE 2013-2015 PUBLIC WORKS TASK ORDER CONTRACT FOR FLATWORK PROJECTS, FOR A TERM OF TWO YEARS.

2013-06-20-0444

- B. AN ORDINANCE AWARDED A TASK ORDER CONSTRUCTION CONTRACT WITH H.L. ZUMWALT CONSTRUCTION, INC. IN AN AMOUNT NOT TO EXCEED \$6,854,179.00, OF WHICH \$35,500.00 IS TO BE REIMBURSED BY SAN ANTONIO WATER SYSTEMS, FOR THE CONSTRUCTION OF STORM WATER RELATED PROJECTS FOR THE 2013-2015 PUBLIC WORKS TASK ORDER CONTRACT FOR STORM WATER PROJECTS, FOR A TERM OF TWO YEARS.

Item 22. CONSIDERATION OF THE FOLLOWING ITEMS RELATED TO CURRENT PUBLIC WORKS TASK ORDER CONTRACTS WITH J3 EXCAVATION COMPANY, LLC, NECESSARY TO IMMEDIATELY REPAIR INFRASTRUCTURE DAMAGE ASSOCIATED WITH FLOODING CITYWIDE OVER THE MEMORIAL DAY WEEKEND, MAY 24-27, 2013:

2013-06-20-0445

- A. AN ORDINANCE AUTHORIZING A CHANGE ORDER IN AN INCREASED AMOUNT NOT TO EXCEED \$1,630,000.00 TO THE EXISTING TASK ORDER CONTRACT WITH J3 EXCAVATION COMPANY, LLC, TO CONSTRUCT STREET, DRAINAGE, TRAFFIC AND PEDESTRIAN ACCESS-RELATED PROJECTS THROUGH THE 2012-2014 TASK ORDER CONTRACT FOR PUBLIC WORKS MAINTENANCE AND CONSTRUCTION.

2013-06-20-0446

- B. AN ORDINANCE AUTHORIZING A CHANGE ORDER IN AN INCREASED AMOUNT NOT TO EXCEED \$1,546,000.00 TO THE EXISTING TASK ORDER CONTRACT WITH J3 EXCAVATION COMPANY, LLC, TO CONSTRUCT STORM SEWERS, CULVERTS, INLETS, CHANNELIZATION, DETENTION PONDS, AND RECONSTRUCTION OF OUTFALL PROJECTS THROUGH THE 2011-2013 TASK ORDER CONTRACT FOR PUBLIC WORKS PROJECTS; AND EXTENDING THE CONTRACT PERIOD FOR AN ADDITIONAL 365 DAYS.

PULLED BY STAFF

Item 24. AN ORDINANCE AUTHORIZING THE EXECUTION OF A TEN YEAR LEASE WITH HACKBERRY INVESTORS, LTD AND THE CITY OF SAN ANTONIO METROPOLITAN HEALTH DISTRICT FOR 12,251 SQUARE FEET OF CLINIC SPACE LOCATED AT 512 EAST HIGHLAND AVENUE IN COUNCIL DISTRICT 2, FOR THE PURPOSE OF ESTABLISHING A SEXUALLY TRANSMITTED DISEASE CLINIC FOR AN ANNUAL RENTAL AMOUNT OF \$210,000.00 DURING THE FIRST YEAR OF THE TERM, EVENTUALLY ADJUSTING TO \$231,767.41.00 DURING THE FINAL YEAR OF THE TERM.

2013-06-20-0451

Item 25. AN ORDINANCE AUTHORIZING A LICENSE TO MTC REAL ESTATE, LLC, TO CONTINUE MAINTAINING EXISTING BUILDING FEATURES ON BUILDINGS AT 102 PRODUCE ROW AND 120 PRODUCE ROW THAT CONSTITUTE MINOR ENCROACHMENTS ON PUBLIC RIGHT-OF-WAY BUT DO NOT IMPAIR THE PUBLIC USE OF THE RIGHT-OF-WAY, LOCATED IN COUNCIL DISTRICT 1.

2013-06-20-0452

Item 26. AN ORDINANCE WAIVING THE RENT INCREASE DURING THE HOLDOVER PERIOD COMMENCING JULY 1, 2013 FOR TENANTS OF LA VILLITA IN COUNCIL DISTRICT 1.

2013-06-20-0453

Item 27. AN ORDINANCE AUTHORIZING THE RELEASE OF SIX EASEMENTS CONSISTING OF 0.52 ACRES LOCATED AT 411 EAST CESAR CHAVEZ BOULEVARD WITHIN NCB 179, IN COUNCIL DISTRICT 1, AS REQUESTED BY UNV TEXAS LP.

Item 28. CONSIDERATION OF TWO GROUND AND BUILDING LEASE AMENDMENTS AT THE SAN ANTONIO INTERNATIONAL AIRPORT:

2013-06-20-0454

- A. AN ORDINANCE AUTHORIZING AN AMENDMENT TO A GROUND AND BUILDING LEASE AGREEMENT WITH THE HERTZ CORPORATION FOR 310,179 SQUARE FEET OF GROUND SPACE AND 7,907 SQUARE FEET OF BUILDING SPACE TO EXTEND

THE TERM THROUGH 1 YEAR AFTER BENEFICIAL OCCUPANCY OF THE CONSOLIDATED RENTAL CAR FACILITY, GENERATING \$193,043.10 IN REVENUE COMMENCING ON JANUARY 1, 2013.

2013-06-20-0455

- B. AN ORDINANCE AUTHORIZING AN AMENDMENT TO A GROUND AND BUILDING LEASE AGREEMENT WITH AVIS RENT A CAR SYSTEM, LLC FOR 204,907 SQUARE FEET OF GROUND SPACE AND 6,886 SQUARE FEET OF BUILDING SPACE TO EXTEND THE TERM THROUGH 1 YEAR AFTER BENEFICIAL OCCUPANCY OF THE CONSOLIDATED RENTAL CAR FACILITY, GENERATING \$361,323.24 IN ANNUAL REVENUE.

2013-06-20-0459

Item 30. AN ORDINANCE AUTHORIZING THE USE OF CITY COUNCIL PROJECT FUNDS FOR ELIGIBLE PROGRAMS OR PROJECTS BY VARIOUS ORGANIZATIONS SUPPORTING DESTINATION COLLEGE IN AN AMOUNT NOT TO EXCEED \$40,000.00.

2013-06-20-0460

Item 31. AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF A PRO-RATED HEAD START DESIGNATION RENEWAL SYSTEM GRANT AWARD FROM THE DEPARTMENT OF HEALTH AND HUMAN SERVICES (HHS) IN AN AMOUNT UP TO \$21,809,394.00 FOR PROGRAM OPERATIONS WHICH INCLUDES \$212,701.00 FOR TRAINING AND TECHNICAL ASSISTANCE FOR THE PERIOD OF JULY 1, 2013–JUNE 30, 2014; AUTHORIZING A BUDGET, INCLUDING A REQUIRED IN-KIND MATCH OF UP TO \$5,452,349.00 AND A PERSONNEL COMPLEMENT OF 66 POSITIONS FOR THE DEPARTMENT OF HUMAN SERVICES; AUTHORIZING THE NEGOTIATION AND EXECUTION OF FIVE SERVICE PROVIDER CONTRACTS IN A CUMULATIVE AMOUNT UP TO \$15,686,112.00 WITH THE CONTRACTORS LISTED ON ATTACHMENT C FOR THE PERIOD OF JULY 1, 2013 TO JUNE 30, 2014, EXECUTION OF LETTERS OF INTENT WITH THE SERVICE PROVIDERS FOR THE PERIOD STARTING JULY 1, 2013 UNTIL EXECUTION OF THE CONTRACTS AND ADDITIONAL CONTRACTS AND/OR AMENDMENTS NEEDED FOR PROGRAM IMPROVEMENTS; THE NEGOTIATION AND EXECUTION OF MEMORANDUMS OF UNDERSTANDING WITH LOCAL EDUCATION AGENCIES, EARLY HEAD START PROGRAMS AND EARLY CHILDHOOD INTERVENTION SERVICE PROGRAMS AND OTHER ENTITIES DETERMINED BY THE CITY OF SAN ANTONIO HEAD START PROGRAM; AUTHORIZING THE ACCEPTANCE, RELEASE, AND/OR TRANSFER PROGRAM'S FIXED AND NON-FIXED ASSETS, INCLUDING VEHICLES, OFFICE FURNITURE, EQUIPMENT AND SUPPLIES, COMPUTERS AND PLAYGROUND EQUIPMENT, AND OTHER PROGRAM ITEMS PURCHASED WITH HEAD START FUNDS IN ACCORDANCE WITH HHS GUIDANCE AND REGULATIONS; AND AUTHORIZING THE ACCEPTANCE, RELEASE, AND/OR TRANSFER REAL PROPERTY PURCHASED WITH FEDERAL FUNDS.

2013-06-20-0461

Item 32. A PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE AUTHORIZING THE REPROGRAMMING OF U.S. HOUSING AND URBAN DEVELOPMENT FY 2012 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS IN THE AMOUNT OF \$93,000.00 AVAILABLE FROM COMPLETED FY 2012 CITY-WIDE CDBG PROJECTS TO THE D1 SOUTH QUIET ZONE PROJECT; AUTHORIZING A SUBSTANTIAL AMENDMENT TO THE FY 2013 CONSOLIDATED ANNUAL ACTION PLAN; AND REVISING THE BUDGETS AND PROVIDING FOR PAYMENT.

2013-06-20-0462

Item 33. AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF FUNDS, UPON AWARD, NOT TO EXCEED \$253,315.00 FOR THE 2013 JUSTICE ASSISTANCE GRANT FROM THE U.S. DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE FOR A CHILD WELFARE STRATEGIC ALLIANCE PROGRAM, A CITY/COUNTY PROJECT ADDRESSING CHILD SEXUAL ABUSE/ASSAULT, FOR THE PERIOD OF OCTOBER 1, 2013 THROUGH SEPTEMBER 30, 2017; AUTHORIZING AN INTERLOCAL AGREEMENT WITH BEXAR COUNTY REGARDING THE DISTRIBUTION OF GRANT FUNDS AND DESIGNATING BEXAR COUNTY AS THE GRANT FISCAL AGENT; ESTABLISHING A BUDGET AND A PERSONNEL COMPLEMENT.

Item 34. CONSIDERATION OF THE FOLLOWING ITEM RELATING TO THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT'S PARTICIPATION IN THE MEDICAID 1115 WAIVER PROGRAM:

2013-06-20-0464

B. AN ORDINANCE AUTHORIZING AN AGREEMENT WITH YMCA OF GREATER SAN ANTONIO TO ADMINISTER DIABETES PREVENTION PROGRAMS FOR AN AMOUNT UP TO \$1,248,500.00 FOR A TERM ENDING SEPTEMBER 30, 2016 FUNDED THROUGH THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT'S MEDICAID 1115 WAIVER FUNDING.

PULLED FROM THE AGENDA BY STAFF

Item 35. AN ORDINANCE AMENDING ARTICLE I (GENERAL PROCEDURES), ARTICLE IV (HORSE DRAWN CARRIAGES), ARTICLE V (LIMOUSINE SERVICES), ARTICLE VI (PEDICAB SERVICE), ARTICLE VII (TOUR AND CHARTER SERVICE) AND ARTICLE VIII (TAXICABS) OF CHAPTER 33 OF THE SAN ANTONIO CITY CODE TO MEET THE NEEDS FOR EACH INDUSTRY AND TO MAINTAIN PUBLIC SAFETY.

2013-06-20-0465

Item 36. AN ORDINANCE APPOINTING ROLAND GONZALES, LAUREN RESNEK, WILLIAM SMITH, AND DEE VILLARRUBIA TO THE CITIZEN ADVISORY ACTION BOARD.

2013-06-20-0466

Item 37. AN ORDINANCE AUTHORIZING AN AMENDMENT TO A PROFESSIONAL SERVICES CONTRACT WITH KIMLEY-HORN AND ASSOCIATES, INC. IN THE AMOUNT NOT-TO-EXCEED \$94,885.00, FUNDED BY AIRPORT IMPROVEMENT AND CONTINGENCY FUNDS, FOR RESIDENT INSPECTION SERVICES DURING THE CONSTRUCTION AND INSTALLATION OF THE PARKING REVENUE CONTROL SYSTEM AT THE SAN ANTONIO INTERNATIONAL AIRPORT; AND APPROPRIATING ADDITIONAL FUNDS FOR THIS PROJECT.

2013-06-20-0467

Item 38. AN ORDINANCE AUTHORIZING AN AMENDMENT TO A PROFESSIONAL SERVICES AGREEMENT WITH FAITH GROUP, LLC IN THE AMOUNT NOT TO EXCEED \$66,425.00 FOR ADDITIONAL DESIGN SERVICES FOR TWO IT AND SECURITY PROJECTS AT THE SAN ANTONIO INTERNATIONAL AIRPORT, FUNDED BY AIRPORT IMPROVEMENT AND CONTINGENCY FUNDS.

2013-06-20-0468

Item 39. AN ORDINANCE APPROVING THE RENEWAL OF AN INTERLOCAL AGREEMENT WITH ALAMO COMMUNITY COLLEGE DISTRICT EFFECTIVE SEPTEMBER 1, 2013 TO ADMINISTER FUNDS FOR EDUCATION AND TRAINING PROGRAMS IN ACCORDANCE WITH THE ACCD SETTLEMENT AGREEMENT.

2013-06-20-0469

Item 40. AN ORDINANCE AUTHORIZING THE ISSUANCE OF UP TO \$20,000,000 "CITY OF SAN ANTONIO, TEXAS REVENUE NOTES, TAXABLE SERIES 2013" AND THE PLEDGE OF LAWFULLY AVAILABLE CITY REVENUES, SUBJECT TO ANNUAL APPROPRIATION, AS SECURITY THEREFOR; PRESCRIBING THE FORM, TERMS, AND CONDITIONS, AND RESOLVING OTHER MATTERS INCIDENT AND RELATED, TO THE ISSUANCE, SALE, AND DELIVERY OF THE NOTES; AUTHORIZING THE EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT AND A PURCHASE AND INVESTMENT LETTER; COMPLYING WITH THE PROVISIONS OF THE DEPOSITORY TRUST COMPANY'S LETTER OF REPRESENTATIONS; DELEGATING THE AUTHORITY TO CERTAIN CITY OFFICIALS AND STAFF TO ESTABLISH THE FINAL TERMS OF SALE OF THE NOTES AND TO EXECUTE CERTAIN DOCUMENTS RELATING TO THE SALE THEREOF; AND PROVIDING FOR AN EFFECTIVE DATE.

2013-06-20-0470

Item 41. AN ORDINANCE AUTHORIZING AN EXTENSION OF THE LICENSE AGREEMENT WITH INDEPENDENT VENDORS OF SAN ANTONIO, A TEXAS LIMITED PARTNERSHIP, FOR SNACK VENDING SERVICES FOR A MONTH-TO-MONTH TERM EXTENSION UNDER THE SAME TERMS AND CONDITIONS COMMENCING JULY 1, 2013 AND ENDING ON OR BEFORE OCTOBER 31, 2013.

2013-06-20-0471

Item 42. AN ORDINANCE AUTHORIZING AN AMENDMENT AND MONTH-TO-MONTH EXTENSION, UNDER THE SAME TERMS AND CONDITIONS, OF THE PROFESSIONAL SERVICES AGREEMENT WITH GONZABA MEDICAL GROUP, FOR THE ADMINISTRATION AND MANAGEMENT OF THE CITY'S EMPLOYEE HEALTH AND WELLNESS CENTER FOR A PERIOD NO LONGER THAN TWELVE (12) MONTHS, AND AN ESTIMATED AMOUNT OF \$ 240,000.00, FUNDED BY THE EMPLOYEE BENEFITS FUND.

PULLED FROM THE AGENDA BY STAFF

Item 43. AN ORDINANCE APPROVING A ONE-YEAR MASTER INTERLOCAL AGREEMENT WITH BEXAR COUNTY FOR ANIMAL CARE, COOPERATIVE PURCHASING, CRIME LAB/MEDICAL EXAMINER, PLATTING, FOOD, ENVIRONMENTAL AND HEALTH, FUEL, JURY POOL, LIBRARY, MAGISTRATION, AND HOTEL OCCUPANCY TAX COLLECTION SERVICES, WITH A ONE-YEAR EXTENSION.

2013-06-20-0472

Item 44. AN ORDINANCE TERMINATING TAX INCREMENT REINVESTMENT ZONE NUMBER TWENTY-FOUR, CITY OF SAN ANTONIO, TEXAS ("PALO ALTO TRAILS") IN COUNCIL DISTRICT 4; DISSOLVING THE TAX INCREMENT FUND AND THE BOARD OF DIRECTORS OF PALO ALTO TRAILS; AND PROVIDING AN EFFECTIVE TERMINATION DATE FOR PALO ALTO TRAILS.

Item 46. CONSIDERATION OF THE FOLLOWING IN CONNECTION WITH THE 2013 MASTER TAX-EXEMPT LEASE PURCHASE AGREEMENT WITH US BANCORP GOVERNMENT LEASING AND FINANCE, INC.

2013-06-20-0474

- A. AN ORDINANCE APPROVING THE MASTER TAX-EXEMPT LEASE PURCHASE AGREEMENT WITH US BANCORP GOVERNMENT LEASING AND FINANCE, INC. AND AN ESCROW AND ACCOUNT CONTROL AGREEMENT WITH US BANCORP GOVERNMENT LEASING AND FINANCE, INC. AND FROST BANK, APPROVING EXHIBITS AND RELATED SCHEDULES TO THE MASTER TAX-EXEMPT LEASE PURCHASE AGREEMENT IN THE AMOUNT OF \$1,457,500, FOR THE ACQUISITION OF FIRE-EMS ELECTROCARDIOGRAM EQUIPMENT.

2013-06-20-0020R

- B. A RESOLUTION AUTHORIZING THE REIMBURSEMENT OF FUNDS PREVIOUSLY EXPENDED FROM THE PROCEEDS OF THE 2013 MASTER TAX-EXEMPT LEASE PURCHASE AGREEMENT ENTERED INTO BETWEEN THE CITY OF SAN ANTONIO AND US BANCORP GOVERNMENT LEASING AND FINANCE, INC.

Item 47. CONSIDERATION OF THE FOLLOWING ITEMS RELATING TO THE SAN ANTONIO FIRE DEPARTMENT EMERGENCY MEDICAL SERVICES:

2013-06-20-0475

- A. AN ORDINANCE AUTHORIZING A TWO-YEAR EXTENSION AND AMENDMENT TO THE INTERLOCAL AGREEMENT WITH THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT SAN ANTONIO TO PROVIDE THE SAN ANTONIO FIRE DEPARTMENT WITH EMERGENCY MEDICAL TECHNICIAN (EMT) AND PARAMEDIC TRAINING AND CONTINUING EDUCATION FOR THE PERIOD OCTOBER 1, 2013, THROUGH SEPTEMBER 30, 2015, FOR AN AMOUNT UP TO \$1,405,817.62 FOR FY 2014 AND \$1,431,763.21 FOR FY 2015.

2013-06-20-0476

- B. AN ORDINANCE AUTHORIZING A TWO-YEAR EXTENSION AND AMENDMENT TO THE INTERLOCAL AGREEMENT WITH THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT SAN ANTONIO TO PROVIDE THE SAN ANTONIO FIRE DEPARTMENT EMERGENCY MEDICAL SERVICES WITH MEDICAL DIRECTION FOR THE PERIOD OCTOBER 1, 2013, THROUGH SEPTEMBER 30, 2015, FOR AN AMOUNT UP TO \$665,003.96 FOR FY 2014 AND \$683,973.15 FOR FY 2015.

Item 48. CONSIDERATION OF THE FOLLOWING ITEMS RELATING TO HUMAN RESOURCES BENEFITS CONSULTING SERVICES:

PULLED FROM THE AGENDA BY STAFF

- A. AN ORDINANCE AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO AMEND THE CONTRACT WITH HAY GROUP, INC. TO INCREASE THE TOTAL AUTHORIZED EXPENDITURE FOR THIS FISCAL YEAR BY \$58,500.00 TO PAY FOR SERVICES THROUGH JUNE 14, 2013, FUNDED BY THE EMPLOYEE BENEFITS SELF-INSURANCE FUND.

2013-06-20-0477

- B. AN ORDINANCE AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO AMEND THE PROFESSIONAL SERVICES CONTRACT WITH UNITED HEALTHCARE TO INCLUDE A DEDICATED VENDOR POSITION LOCATED AT CITY FOR ANALYTIC AND BENEFITS CONSULTING SERVICES EFFECTIVE JUNE 15, 2013 THROUGH DECEMBER 31, 2013 FOR A TOTAL OF \$108,550.00 FUNDED BY THE EMPLOYEE BENEFITS SELF-INSURANCE FUND.

Item 49. CONSIDERATION OF THE FOLLOWING MATTERS IN CONNECTION WITH ISSUANCE, SALES, DELIVERY OF THE 2013 BONDS AND 2013 CERTIFICATES AND A REIMBURSEMENT RESOLUTION PERTAINING TO FUTURE ISSUANCES:

2013-06-20-0478

- A. AN ORDINANCE AUTHORIZING THE ISSUANCE OF UP TO \$215,000,000 "CITY OF SAN ANTONIO, TEXAS GENERAL IMPROVEMENT AND REFUNDING BONDS,

SERIES 2013”; LEVYING A CONTINUING DIRECT ANNUAL AD VALOREM TAX FOR THE PAYMENT OF THE BONDS; PRESCRIBING THE FORM, TERMS, CONDITIONS, AND RESOLVING OTHER MATTERS INCIDENT AND RELATED TO THE ISSUANCE, SALE, AND DELIVERY OF THE BONDS, INCLUDING THE APPROVAL AND DISTRIBUTION OF AN OFFICIAL STATEMENT PERTAINING THERETO; AUTHORIZING THE EXECUTION OF AN ESCROW AND TRUST AGREEMENT, A PAYING AGENT/REGISTRAR AGREEMENT, AND A PURCHASE CONTRACT; COMPLYING WITH THE PROVISIONS OF THE DEPOSITORY TRUST COMPANY’S LETTER OF REPRESENTATIONS; DELEGATING THE AUTHORITY TO CERTAIN CITY OFFICIALS AND STAFF TO ESTABLISH TERMS OF SALE OF THE BONDS AND TO EXECUTE CERTAIN DOCUMENTS RELATING TO THE SALE THEREOF; AND PROVIDING FOR AN EFFECTIVE DATE.

2013-06-20-0479

- B. AN ORDINANCE AUTHORIZING THE ISSUANCE OF UP TO \$25,000,000 “CITY OF SAN ANTONIO, TEXAS COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION, SERIES 2013”; PROVIDING FOR THE PAYMENT OF THE CERTIFICATES BY THE LEVY OF AN AD VALOREM TAX UPON ALL TAXABLE PROPERTY WITHIN THE CITY AND FURTHER SECURING THE CERTIFICATES BY A LIEN ON AND PLEDGE OF THE PLEDGED REVENUES; PROVIDING THE TERMS AND CONDITIONS OF THE CERTIFICATES AND RESOLVING OTHER MATTERS INCIDENT AND RELATING TO THE ISSUANCE, PAYMENT, SECURITY, SALE, AND DELIVERY OF THE CERTIFICATES, INCLUDING THE APPROVAL AND DISTRIBUTION OF AN OFFICIAL STATEMENT; AUTHORIZING THE EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT AND A PURCHASE CONTRACT; COMPLYING WITH THE PROVISIONS OF THE DEPOSITORY TRUST COMPANY’S LETTER OF REPRESENTATIONS; DELEGATING THE AUTHORITY TO CERTAIN CITY OFFICIALS AND STAFF TO ESTABLISH TERMS OF SALE OF THE CERTIFICATES AND TO EXECUTE CERTAIN DOCUMENTS RELATING TO THE SALE THEREOF; AND PROVIDING FOR AN EFFECTIVE DATE.

2013-06-20-0021R

- C. A RESOLUTION ESTABLISHING THE CITY’S INTENTION TO REIMBURSE ITSELF FOR THE PRIOR LAWFUL EXPENDITURE OF FUNDS FROM THE PROCEEDS OF ONE OR MORE SERIES OF TAX EXEMPT OR TAXABLE OBLIGATIONS TO BE ISSUED BY THE CITY FOR AUTHORIZED PURPOSES AND AS FURTHER DESIGNATED BY SERIES AND FEDERAL TAX TREATMENT; AUTHORIZING OTHER MATTERS INCIDENT AND RELATED THERETO; AND PROVIDING FOR AN EFFECTIVE DATE.

[CONSENT ITEMS CONCLUDED]

ITEMS PULLED FOR INDIVIDUAL CONSIDERATION

The City Clerk read the caption for Item 10:

2013-06-20-0431

Item 10. AN ORDINANCE ACCEPTING THE OFFER FROM MUSCO SPORTS LIGHTING, LLC, TO PROVIDE THE CAPITAL IMPROVEMENTS MANAGEMENT SERVICES DEPARTMENT WITH INSTALLATION OF AN ENERGY SAVING LIGHTING SYSTEM FOR THE LANIER HIGH SCHOOL BASEBALL FIELD FOR A TOTAL COST OF \$183,000.00, FROM THE HOUSING AND URBAN DEVELOPMENT 108 LOAN PROGRAM.

Councilmember Soules asked of the ownership of the Baseball Field. Troy Elliott replied that it was owned by the San Antonio Independent School District. Councilmember Soules asked of the use of HUD 108 Funds. Mr. Elliott stated that the funds are typically for public uses. Councilmember Soules asked if school districts were eligible to apply for HUD 108 Funds. Mr. Elliott replied that he was not sure if school districts could apply for same. Councilmember Soules asked how the lights for Lanier High School were prioritized. Mr. Elliott replied that the project was selected though the 2012 Capital Improvement Program. Mrs. Sculley noted that the funds could be transferred to another eligible project but had been requested by the City Councilmember. Councilmember Soules spoke of the need to prioritize city projects for utilization of HUD 108 Funds due to the many city facilities that are in need of repair.

Councilmember Bernal asked if the project had been identified by Councilmember David Medina. Mr. Elliott confirmed that Councilmember David Medina had requested that the funds be used for said project. Mike Frisbie added that the lights at the field could be used by the public after hours and on weekends. Councilmember Bernal spoke of the need to share resources in the inner city due to limited green space and stated that he was supportive of the partnership.

Councilmember Saldaña moved to adopt the proposed Ordinance. Councilmember Lopez seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** None.

The City Clerk read the caption for Item 19:

2013-06-20-0440

Item 19. AN ORDINANCE AUTHORIZING \$495,470.00 FROM THE GENERAL FUND, \$90,000.00 FROM THE STORM WATER OPERATIONS FUND, \$2,870,000.00 FROM THE STORM WATER REGIONAL FACILITIES FUND AND \$295,000.00 FROM THE STORM WATER REVENUE BOND PROGRAM, FOR THE CLEANUP AND INFRASTRUCTURE REPAIRS ASSOCIATED WITH FLOODING CITYWIDE OVER THE MEMORIAL DAY WEEKEND, MAY 24-27, 2013.

Councilmember Medina asked for information on the flood cleanup and repair. Majed Al-Ghafry stated that they had identified \$3.75 million in infrastructure and park repairs due to the flooding that occurred over the Memorial Day Weekend. He noted that the city was not eligible for Federal Assistance and outlined the funding sources to address the issues that include the General Fund, Storm Water Operations Fund, Storm Water Regional Facilities Fund, and the 2005 Storm Water Revenue Bond Funds. He reported that Public Works Crews were dispatched to barricade low water crossings,

restore traffic signals, and remove debris from the right-of-way. He noted that 135 infrastructure projects would be addressed through the \$3.75 million. He mentioned that the project repair schedule was posted on the Public Works Website and that the majority of the projects were scheduled for completion by October 2013. He added that flood analysis and regional solutions would be coordinated through the Bexar Regional Watershed Management. Councilmember Medina thanked staff for their work and asked of the process for expanding current projects. Mr. Al-Ghafry replied that there was a priority listing of projects and that there were always opportunities to address regional issues.

Councilmember Lopez thanked the various city departments that coordinated efforts during the flood and commended Chief Larry Treviño, Emergency Operations Coordinator for their work. He spoke of the importance of input from various entities regarding what they experienced during said flood noting that the data would help with future flooding issues.

Councilmember Nirenberg asked if said item was related to the change orders with J3 Excavation Company in Item 22. Mr. Al-Ghafry confirmed that they were related items.

Councilmember Viagran commended city staff for their work on addressing flooding issues. She asked that coordination continue to occur among the various entities and that results be communicated to the City Council.

Councilmember Bernal also thanked everyone for their work. He asked that other issues that are identified be communicated to the City Council to include in the budget process.

Councilmember Lopez asked of the assistance that could be provided to residents and businesses. Erik Walsh stated that a Disaster Declaration had been certified by the Governor's Office and a Small Business Administration Team had been sent to San Antonio to assist. He noted that the team was located in the Central Library on the 2nd Floor and would be able to provide assistance through August 12, 2013.

Councilmember Medina moved to adopt the proposed Ordinance. Councilmember Lopez seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** None.

The City Clerk read the caption for Items 23A-23D:

Item 23. CONSIDERATION OF THE FOLLOWING ACTIONS RELATED TO THE HEMISFAIR PARK PROJECT, A 2012-2017 GENERAL OBLIGATION BOND FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 1:

2013-06-20-0447

- A. AN ORDINANCE FOR THE HEMISFAIR PARK PLAY ESCAPE PROJECT AUTHORIZING THE NEGOTIATION AND EXECUTION OF A PROFESSIONAL DESIGN SERVICES CONTRACT IN THE AMOUNT NOT-TO-EXCEED \$875,000.00

AUTHORIZED PAYABLE TO MOORE IACOFANO GOLTSMAN, INC., TO PROVIDE DESIGN AND CONSTRUCTION ADMINISTRATION SERVICES FOR THE PROJECT.

2013-06-20-0448

- B. AN ORDINANCE FOR THE HEMISFAIR PARK PLAY ESCAPE PROJECT AUTHORIZING THE NEGOTIATION AND EXECUTION OF A CONSTRUCTION MANAGER AT RISK CONTRACT IN THE AMOUNT NOT-TO-EXCEED \$3,981,450.00 AUTHORIZED PAYABLE TO JOERIS GENERAL CONTRACTORS, LTD.

2013-06-20-0449

- C. AN ORDINANCE FOR THE MAGIK THEATER RESTORATION PROJECT AUTHORIZING THE NEGOTIATION AND EXECUTION OF A PROFESSIONAL DESIGN SERVICES CONTRACT IN THE AMOUNT NOT-TO-EXCEED \$870,000.00 AUTHORIZED PAYABLE TO KILLIS ALMOND ARCHITECTS, TO PROVIDE CONDITIONS ASSESSMENT, ARCHITECTURAL, ENGINEERING, THEATRICAL AND PERFORMANCE DESIGN, AND CONSTRUCTION ADMINISTRATION FOR THE PROJECT.

2013-06-20-0450

- D. AN ORDINANCE FOR THE HEMISFAIR HISTORIC HOMES RESTORATION PROJECT AUTHORIZING THE NEGOTIATION AND EXECUTION OF A PROFESSIONAL DESIGN SERVICES CONTRACT IN THE AMOUNT NOT-TO-EXCEED \$188,000.00 AUTHORIZED PAYABLE TO QUIMBY MCCOY, LLP TO PROVIDE PROFESSIONAL SERVICES FOR THE CONDITIONS ASSESSMENT OF THE HISTORIC HOMES.

Councilmember Chan asked how HemisFair Park Area Redevelopment Corporation (HPARC) Board Members were appointed. Mike Frisbie replied that the 11-Member Board was appointed by the Mayor and confirmed by the City Council. Councilmember Chan asked of the legal authority of the HPARC Board. Lori Houston replied that HPARC was a Local Government Corporation and that the City Council could delegate specific tasks to HPARC to include building capital projects and operating on behalf of the city for the redevelopment of HemisFair Park. She stated that they had delegated authority but needed funding approval from the City Council. Councilmember Chan asked of the 2008 Certificates of Obligations. Ms. Houston stated that in June 2010, the City had executed a Funding Agreement with HPARC to provide services utilizing \$1.2 million in funding from 2008 Certificates of Obligations. Councilmember Chan asked how the \$15 million would be utilized. Mr. Frisbie explained that \$15 million was approved for HemisFair Park in the 2012 Bond Program and would be utilized on the four projects being authorized today. Councilmember Chan asked of the procurement process. Mr. Frisbie responded that they had followed the city's standard process for procurement through the CIMS Department. He stated that a Joint Selection Committee had reviewed the proposals and made selections. Councilmember Chan asked if HPARC could choose not to utilize city processes if they leveraged private funding. Mr. Frisbie confirmed that they could manage their own projects with private funding.

Councilmember Soules asked of the long-term plan for the Magik Theater. Mr. Frisbie replied that today's action would provide design services for the Magik Theater and once designed; they could begin private fundraising. Councilmember Soules asked how their immediate critical needs were being addressed. Andres Andujar, CEO of HPARC stated that the emergency projects would be designed along with the long-term plan for the Theater. Councilmember Soules expressed concern

with the critical repairs that need to be made at this time. He asked of the CIMS Administrative Fee. Mr. Frisbie stated that there would be one staff person assigned and the cost would be determined on a sliding scale. Councilmember Soules asked if Magik Theater Administration was supportive of said item. Mr. Andujar stated that they had been in constant contact with the Magik Theater regarding same. Mrs. Sculley added that the Magik Theater wanted the design work to be performed so they could begin private fundraising. Councilmember Soules asked if the Magik Theater was 100% committed to the site. Mr. Andujar replied that it was his understanding that they were fully committed to the location. Councilmember Soules asked of the lease agreement. Mr. Andujar replied that they would like a long-term lease agreement for 20 years or more due to their financial investment.

Councilmember Bernal stated that he was excited about moving forward with the project and that it was his understanding that the Magik Theater was interested in a long-term lease. He noted that they would like to make the best use of funds by incorporating short-term needs into the long-term plan.

Councilmember Chan stated that it was important for everyone to understand that there was no more capacity within Certificates of Obligations and did not want the Magik Theater to come back to request additional funds. Mr. Frisbie noted that staff was not recommending additional funding.

Councilmember Chan moved to adopt the proposed Ordinances for Items 23A, 23B, 23C, and 23D. Councilmember Saldaña seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** None.

The City Clerk read the caption for Items 29A, 29B, and 29C:

Item 29. CONSIDERATION OF THE FOLLOWING ORDINANCES AUTHORIZING THE SALE OF CITY-OWNED REAL PROPERTIES:

2013-06-20-0456

- A. AN ORDINANCE AUTHORIZING THE CLOSURE, VACATION AND ABANDONMENT OF A 0.442 ACRE PORTION OF HUNTER BOULEVARD PUBLIC RIGHT OF WAY, LOCATED BETWEEN PALO ALTO ROAD AND POTEET JOURDANTON FREEWAY, WITHIN NCB 11067, IN COUNCIL DISTRICT 4 AS REQUESTED BY THE CITY OF SAN ANTONIO HEALTH DEPARTMENT.

2013-06-20-0457

- B. AN ORDINANCE DECLARING AS SURPLUS THE CITY'S SOUTHWEST BRANCH CLINIC AT 9011 POTEET JOURDANTON FREEWAY, LOCATED WITHIN PARCEL 2, BLOCK 94, NCB 11067 AND PARCEL 1A, BLOCK 95, NCB 11067 IN COUNCIL DISTRICT 4 AND AUTHORIZING GIFT TO EL CENTRO DEL BARRIO (CENTROMED).

2013-06-20-0458

- C. AN ORDINANCE TERMINATING A 30 YEAR LEASE AGREEMENT WITH EL CENTRO DEL BARRIO (CENTROMED) FOR THE USE OF A 24,864 SQUARE FOOT OUTPATIENT CLINIC BUILDING ALONG WITH THE 4,335 ACRE LOT LOCATED AT

9011 POTEET JOURDANTON FREEWAY, IN COUNCIL DISTRICT 4 AND THE CORRESPONDING LEASE-BACK BY THE CITY OF 1,892.5 SQUARE FOOT PORTION OF THE SUBJECT BUILDING.

Councilmember Saldaña highlighted said item and spoke of the services provided by CentroMed. He stated that they provided services to an underserved and underinsured population and had been doing so since the city transferred their clinic services in 2008. He noted that CentroMed had utilized Federal Funds to operate the facility and they would like to continue to invest in the facility. He stated that in order to do this; the city would need to give them the property. If the property is no longer used for said services, it will revert back to the city.

Dr. Thomas Schlenker added that they had expected that University Health System (UHS) would move into the facility as the city moved out in 2008 but did not occur. He stated that they were pleased that CentroMed had moved into the facility and continued providing the much needed services. He noted that they had made a great amount of investments into the facility and that staff was in support of donating the building. Councilmember Saldaña asked of the appraised value of the building. Mike Etienne replied that it was appraised at \$3.2 million and noted that CentroMed had invested \$4.2 million in the facility.

Councilmember Soules asked of CentroMed. Dr. Schlenker stated that CentroMed was a non-profit organization classified as a Federally Qualified Health Center. He noted that they serve a large group of people that receive Medicaid or do not have Medical Insurance. Councilmember Soules asked why it was necessary to donate the property to CentroMed. Dr. Schlenker stated that it was in the city's interest to give them the building due to the necessary repairs and maintenance. Assistant City Manager Gloria Hurtado added that the city maintained the liability as long as it owned the building. She noted that if Primary Care Services were no longer provided, the building would revert back to the city. She added that the stronger that CentroMed was as an organization; the more grant and Federal Funding they could receive. Michael Bernard stated that a lender would take a risk in loaning funds to CentroMed based on the revert clause.

Councilmember Chan asked of the specific language for the revert clause. Mr. Bernard read the language in the statute noting that, "Property would revert to the grantor if the grantee at any time ceases or fails to use the property exclusively for the manner prescribed above." He clarified that the city would not be responsible for any liability incurred by CentroMed.

Mayor Castro expressed his support for the project and commended CentroMed for their great work.

Councilmember Saldaña moved to adopt the proposed Ordinances for Items 29A, 29B, and 29C. Councilmember Bernal seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** None.

Item 50. CITY MANAGER'S REPORT

A. CENTER CITY DEVELOPMENT OFFICE UPDATE

There was no City Manager's Report.

RECESSED

Mayor Castro recessed the meeting at 12:35 pm to break for lunch and announced that the meeting would resume at 1:45 pm.

RECONVENED

Mayor Castro reconvened the meeting at 1:45 pm. He announced that the City Council would recess into Executive Session to discuss the following:

- 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).**

Mayor Pro Tem Bernal reconvened the meeting at 2:35 pm and announced that no action was taken in Executive Session. He addressed Item 34A.

ITEMS PULLED FOR INDIVIDUAL CONSIDERATION (CONTINUED)

The City Clerk read the caption for Item 34A:

2013-06-20-0463

Item 34A. AN ORDINANCE AUTHORIZING AGREEMENTS WITH THE SAN ANTONIO AND EDGEWOOD INDEPENDENT SCHOOL DISTRICTS AND HEALTHY FUTURES OF TEXAS FOR THE PROVISION OF ADOLESCENT HEALTH EDUCATION SERVICES FOR A CUMULATIVE AMOUNT UP TO \$1,889,172.00 FOR TERMS ENDING ON SEPTEMBER 30, 2016 AND FUNDED THROUGH THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT'S MEDICAID 1115 WAIVER FUNDING.

Councilmember Taylor submitted recusal forms for Item 34A to the City Clerk and excused herself from the Council Chambers.

Councilmember Saldaña moved to adopt the proposed Ordinance for Item 34A. Councilmember Viagran seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Viagran, Saldaña, Medina, Nirenberg, and Soules. **ABSTAIN:** Taylor. **ABSENT:** Gonzales, Lopez, Chan, and Mayor Castro. **NAY:** None.

The City Clerk read the caption for Item 45:

2013-06-20-0473

Item 45. AN ORDINANCE AUTHORIZING A FUNDING AGREEMENT IN THE AMOUNT OF \$150,000.00 WITH THE UNIVERSITY DEVELOPMENT CORPORATION TO SUPPORT THE ST. MARY'S REVITALIZATION PROJECT FROM CAMINO SANTA MARIA TO WOODLAWN LAKE IN THE ST. MARY'S UNIVERSITY REVITALIZATION AREA LOCATED IN COUNCIL DISTRICT 7.

Councilmember Viagran submitted recusal forms for Item 45 to the City Clerk and excused herself from the Council Chambers.

Councilmember Medina recognized representatives from St. Mary's University and stated that he was pleased with the connectivity that would be provided by the project.

Councilmember Saldaña moved to adopt the proposed Ordinance. Councilmember Soules seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Saldaña, Gonzales, Medina, Nirenberg, and Soules. **ABSTAIN:** Viagran. **ABSENT:** Lopez, Chan, and Mayor Castro. **NAY:** None.

CONSENT ZONING ITEMS

It was announced that Item Z-4 was withdrawn by the applicant and would not be addressed.

Councilmember Saldaña moved to approve the following Zoning Items: 51, Z-2, Z-5, Z-6, Z-7, Z-8, Z-9, P-3, Z-10, and Z-12 under Consent Zoning. Councilmember Taylor seconded the motion.

The City Clerk received written testimony in favor of Item Z-10 from Rob McDaniel representing the Dominion Homeowners Association.

Faris Hodge, Jr. submitted written testimony in support of all Zoning Items with the exception of Item Z-2. He expressed opposition to Item Z-2.

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

2013-06-20-0022R

Item 51. A RESOLUTION TO INITIATE AN AMENDMENT TO THE WEST/SOUTHWEST SECTOR PLAN, A COMPONENT OF THE MASTER PLAN OF THE CITY; AND A CHANGE IN THE ZONING DISTRICT BOUNDARY OF LOT 10, NCB 34449 AND ANY ADDITIONAL ACREAGE NEEDED FOR INGRESS/EGRESS OUT OF NCB 17635; ON APPROXIMATELY 50 ACRES LOCATED NORTHWEST OF THE INTERSECTION OF LESLIE ROAD AND WESTWOOD LOOP.

2013-06-20-0481

Item Z-2. **ZONING CASE # Z2013120 (District 1):** An Ordinance amending the Zoning District Boundary from "MF-33 AHOD" Multi-Family Airport Hazard Overlay District to "MF-40 AHOD" Multi-Family Airport Hazard Overlay District on Lot 87, NCB 11888 located at 411 Everest Avenue. Staff and Zoning Commission recommend approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOT 87, NCB 11888 TO WIT: FROM "MF-33 AHOD" MULTI-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "MF-40 AHOD" MULTI-FAMILY AIRPORT HAZARD OVERLAY DISTRICT.

WITHDRAWN BY APPLICANT

Item Z-4. **ZONING CASE # Z2012215 CD (District 3):** An Ordinance amending the Zoning District Boundary from "R-5" Residential Single-Family District to "C-1 CD" Light Commercial District with a Conditional Use for Tire Repair-Auto and Small Truck (Sale and Installation Only, No Mechanical Service Permitted) on 1.852 acres out of Parcel 112, NCB 10832 located at 2710 Rigsby Avenue. Staff and Zoning Commission recommend approval. (Continued from June 6, 2013)

2013-06-20-0482

Item Z-5. **ZONING CASE # Z2013117 CD (District 5):** An Ordinance amending the Zoning District Boundary from "R-6 AHOD" Residential Single-Family Airport Hazard Overlay District to "R-6 CD AHOD" Residential Single-Family Airport Hazard Overlay District with a Conditional Use for a Noncommercial Parking Lot on 0.59 of an acre, and "C-2NA AHOD" Commercial Nonalcoholic Sales Airport Hazard Overlay District on 0.48 of an acre on 1.07 acres out of Lot 32, NCB 7899 located on a portion of 733 Pleasanton Road. Staff and Zoning Commission recommend approval and waiver of conditions listed in Section 35-422 of the Unified Development Code.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: 1.07 ACRES OUT OF LOT 32, NCB 7899 TO WIT: FROM "R-6 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "R-6 CD AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE FOR A NON-COMMERCIAL PARKING LOT ON 0.59 OF AN ACRE, AND "C-2NA AHOD" COMMERCIAL NONALCOHOLIC SALES AIRPORT HAZARD OVERLAY DISTRICT ON 0.48 OF AN ACRE PROVIDED ANY CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

2013-06-20-0483

Item Z-6. **ZONING CASE # Z2013118 (District 5):** An Ordinance amending the Zoning District Boundary from "R-4 AHOD" Residential Single-Family Airport Hazard Overlay District to "RM-4

AHOD" Residential Mixed Airport Hazard Overlay District on Lots 1, 2 and 3, Block 1, NCB 8659 located at 402 South San Joaquin. 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: LOTS 1, 2 AND 3, BLOCK 1, NCB 8659 TO WIT: FROM "R-4 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "RM-4 AHOD" RESIDENTIAL MIXED AIRPORT HAZARD OVERLAY DISTRICT.

2013-06-20-0484

Item Z-7. **ZONING CASE # Z2013124 CD (District 6):** An Ordinance amending the Zoning District Boundary from "C-3 AHOD" General Commercial Airport Hazard Overlay District to "C-2 CD AHOD" Commercial Airport Hazard Overlay District with a Conditional Use for Electronic Component Fabrication on Parcel 66A, NCB 16115 located at on a portion of the 6600 Block of Culebra Road. Staff and Zoning Commission recommended 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: PARCEL 66A, NCB 16115 TO WIT: FROM "C-3 AHOD" GENERAL COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT TO "C-2 CD AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE FOR ELECTRONIC COMPONENT FABRICATION PROVIDED ANY CONDITIONS IMPOSED BY THE CITY COUNCIL AREA ADHERED TO.

2013-06-20-0485

Item Z-8. **ZONING CASE # Z2013105 (District 6):** An Ordinance amending the Zoning District Boundary from "R-6 AHOD" Residential Single-Family Airport Hazard Overlay District to "RM-5 AHOD" Residential Mixed Airport Hazard Overlay District on Lot 11, Block 11, NCB 8990 located at 826 Southwest 38th Street. Staff and Zoning Commission recommend approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOT 11, BLOCK 11, NCB 8990 TO WIT: FROM "R-6 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "RM-5 AHOD" RESIDENTIAL MIXED AIRPORT HAZARD OVERLAY DISTRICT.

2013-06-20-0486

Item Z-9. **ZONING CASE # Z2013121 CD (District 7):** An Ordinance amending the Zoning District Boundary from "C-2 AHOD" Commercial Airport Hazard Overlay District to "C-2 CD AHOD" Commercial Airport Hazard Overlay District with a Conditional Use for Motor Vehicle Sales (full service) on 0.334 of an acre out of Lots 47, 48, 49 & 50, Block 22, NCB 11410 located at 3611 Culebra 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: 0.334 OF AN ACRE OUT OF LOTS 47, 48, 49 & 50, BLOCK 22, NCB 11410 TO WIT: FROM "C-2 AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT TO "C-2 CD AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE FOR MOTOR VEHICLE SALES (FULL SERVICE) PROVIDED ANY CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

2013-06-20-0487

Item P-3. **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 MAY 16, 2013)

2013-06-20-0488

Item Z-10. **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. (Associated Plan Amendment Case # 12053) (Continued from May 16, 2013)

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: PARCEL 5, NCB 34754 TO WIT: 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.

2013-06-20-0490

Item Z-12. **ZONING CASE # Z2013112 CD (District 10):** An Ordinance amending the Zoning District Boundary from "C-2 AHOD" Commercial Airport Hazard Overlay District and "C-2 MC-3 AHOD" Commercial Austin Highway/Harry Wurzbach (TAPS Memorial Boulevard) Metropolitan Corridor Overlay Airport Hazard Overlay District to "C-2 CD AHOD" Commercial Airport Hazard Overlay District with a Conditional Use for Auto and Light Truck Repair and "C-2 CD MC-3 AHOD"

Commercial Austin Highway/Harry Wurzbach (TAPS Memorial Boulevard) Metropolitan Corridor Overlay Airport Hazard Overlay District with a Conditional Use for Auto and Light Truck Repair on 1.212 acres out of Lots 23 and 24, Block A, NCB 8695 located at 1331 Austin Highway. Staff and Zoning Commission recommend approval. (Continued from June 6, 2013)

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 23, BLOCK A, NCB 8695 TO WIT: FROM "C-2 AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT AND "C-2 MC-3 AHOD" COMMERCIAL AUSTIN HIGHWAY/HARRY WURZBACH (TAPS MEMORIAL BOULEVARD) METROPOLITAN CORRIDOR OVERLAY AIRPORT HAZARD OVERLAY DISTRICT TO "C-2 CD AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE FOR AUTO AND LIGHT TRUCK REPAIR AND "C-2 CD MC-3 AHOD" COMMERCIAL AUSTIN HIGHWAY/HARRY WURZBACH (TAPS MEMORIAL BOULEVARD) METROPOLITAN CORRIDOR OVERLAY AIRPORT HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE FOR AUTO AND LIGHT TRUCK REPAIR PROVIDED ANY CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

[CONSENT ZONING CONCLUDED]

ZONING ITEMS PULLED FOR INDIVIDUAL CONSIDERATION

2013-06-20-0480

Item P-1. AN ORDINANCE AMENDING THE ARENA DISTRICT/ EASTSIDE COMMUNITY PLAN AND GOVERNMENT HILL NEIGHBORHOOD PLAN, COMPONENTS OF THE COMPREHENSIVE MASTER PLAN OF THE CITY, BY ADDING THE EASTSIDE CHOICE NEIGHBORHOOD TRANSFORMATION PLAN BOUNDED BY INTERSTATE HIGHWAY 35 TO THE NORTH, UNION PACIFIC RAILROAD TRACKS TO THE EAST, NORTH AND SOUTH NEW BRAUNFELS AVENUE TO THE WEST, AND MARTIN LUTHER KING DRIVE TO THE SOUTH, AS A NEIGHBORHOOD REVITALIZATION SUPPLEMENT. STAFF AND PLANNING COMMISSION RECOMMEND APPROVAL.

Karina Cantu, San Antonio Housing Authority (SAHA) Board Member spoke on behalf of the Board in support of the Plan Amendment. She stated that they worked closely with community members to ensure that the CHOICE Neighborhood Transformation Plan helps the Eastside become a sustainable, mixed-income community. She introduced Lourdes Castro Ramirez, SAHA President and CEO.

Mrs. Ramirez presented an overview of the Eastside CHOICE Neighborhood Initiative. She stated that the transformation strategy involves building on current assets, leveraging the area's history, and coordinating new initiatives to create new housing options. She noted that the plan includes housing, people and neighborhood components based on community input. She introduced Tony Salazar representing their development partner McCormack, Baron and Salazar.

Mr. Salazar stated that they were a National Real Estate Company headquartered in St. Louis and were pleased to be working in San Antonio. He noted that one of the major focuses of their business was to

rebuild public housing and had rebuilt thousands of units of public housing into mixed-income communities. He presented photos of the various projects that had transformed communities and stated that they looked forward to transforming Wheatley Courts.

Mrs. Ramirez spoke of the community engagement that has occurred in which 30 planning meetings were held and more than 300 community members attending. She highlighted the People, Neighborhood, and Housing Outcomes to include an integrated case management system to increase job training and employment, as well as increased health services. She noted that they planned to connect the Wheatley Neighborhood with complete streets and redevelop Wheatley Courts into a mixed-income, mixed-use community. She mentioned that they were working with the San Antonio Independent School District to improve educational outcomes and with San Antonio Growth for the Eastside (SAGE) on a strategy to retain local businesses and attract new businesses in the area. She thanked the many community partners for their collaboration.

John Dugan, Director of Planning and Community Development stated that the City of San Antonio supports SAHA's efforts to revitalize Wheatley Courts and the surrounding neighborhood. He noted that the Transformation Plan was consistent with the goals of the Eastside Reinvestment Summit and SA2020. He reported that the Eastside CHOICE Neighborhood Transformation Plan would be adopted as a component of the Comprehensive Master Plan of the City. Additionally, it would be adopted as a neighborhood revitalization supplement to the Arena District/Eastside Community Plan and Government Hill Neighborhood Plan. He added that plan adoption would not result in changing any of the established goals or objectives in the documents nor include changes to the future land use plans.

Mayor Pro Tem Bernal called upon the individuals registered to speak on Item P-1.

William Harper, Executive Director of the Jefferson Heights Neighborhood Association stated that he was not opposed to the plan; however, he would like some additional information on how it would affect their neighborhood.

Charles English, Founder and President of the Jefferson Heights Neighborhood Association expressed concern that they had been suppressed throughout the process. He asked if a Commercial Development Corporation would be created for Jefferson Heights and noted concerns that they were not included in the public process. He indicated that they would file a complaint with the Department of Housing and Urban Development regarding said revitalization initiative.

Art Hall stated that he was representing St. Philip's College and expressed their support to reunite and improve the Wheatley Neighborhood. He spoke of the great investment that is occurring on the Eastside and highlighted their partnership with SAHA to provide training to their residents. He introduced Joshua Scott, a Master's Degree Student who was hired by St. Philip's College to assist with said efforts. Mr. Scott stated that his role was to provide customized training to young adults and to positively influence them so they could stay in their community. He noted that he had grown up in the area and felt blessed to be able to give back to his community.

Christine Drennon representing Trinity University spoke in support of the Plan Amendment. She stated that they had provided much of the data collection and analysis that guided the Plan. She noted

that they were pleased to be partners in revitalizing the area and asked that there continue to be community engagement on the project.

Ruben Fechner addressed the City Council in support of the Plan Amendment. He stated that they were pleased to help transform the Eastside and specifically, the Wheatley Courts Area.

Mel Fechner addressed the City Council in support of the Plan Amendment. He stated that he was pleased that the Plan was integrated within the Promise Neighborhood and that the project was focused on transforming people and buildings.

Jackie Gorman, Executive Director of SAGE addressed the City Council in support of the Plan Amendment. She stated that the Plan was a result of 18 months of work by community residents, business owners, stakeholders, and consultants. She noted that the Plan was an integral part of the application for the CHOICE Neighborhoods Grant that resulted in over \$30 million of Federal Investments for the community.

Mrs. Vacek stated that written testimony was received from Mary Ellen Burns and Tony Leverett of the United Way in favor of Item P-1.

Councilmember Taylor provided written testimony from Norma Weatherspoon in support of the Plan Amendment.

Councilmember Taylor stated that she was pleased with the partnership with SAHA. She asked of the distinction between the CHOICE Neighborhood and the implementation area that SAHA would be working on. Mrs. Ramirez highlighted the areas on a map and stated that they were concentrating their efforts on the Wheatley Courts. She noted that they were 208 housing units built in the 1940's that were in great need of repair. Councilmember Taylor asked when construction was scheduled to begin. Mrs. Ramirez replied that the first phase (known as Sutton Oaks II) was under construction and the second phase in the Wheatley Courts Neighborhood would begin in the Summer of 2014. Councilmember Taylor asked if there was a contract in place with Trinity University. Mrs. Ramirez stated that they did not have a formal agreement but they had been involved throughout the process.

Councilmember Taylor moved to adopt the proposed Ordinance. Councilmember Saldaña seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Chan, and Soules. **NAY:** None. **ABSENT:** Medina, Nirenberg, and Mayor Castro.

CONTINUED UNTIL AUGUST 1, 2013

Item Z-1. **ZONING CASE # Z2012225 (District 1):** An Ordinance amending the Zoning District Boundary from "MF-33 AHOD" Multi-Family Airport Hazard Overlay District to "C-1 AHOD" Light Commercial Airport Hazard Overlay District on Lots 33A and 34A, the east 10 feet of the north 92.8 feet of Lot 32A, and the north 29 feet of Lot 35A, Block 19, NCB 2083 aka Lots 32-35, Block 19, NCB 2083 located at 1623 North Sabinas. Staff recommends denial. Zoning Commission recommends approval. (Continued from May 2, 2013)

John Jacks presented Item Z-1 and stated that staff recommended denial and the Zoning Commission recommended approval. He reported that of 29 notices mailed; none were received in favor and two were received in opposition.

Councilmember Saldaña moved to continued Item Z-1 until August 1, 2013. Councilmember Chan seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Nirenberg, Chan, and Soules. **NAY:** None. **ABSENT:** Medina and Mayor Castro.

Items P-2 and Z-3 were addressed jointly.

DENIED

Item P-2. **PLAN AMENDMENT #12046 (District 2):** AN ORDINANCE AMENDING THE FUTURE LAND USE OF THE PLAN CONTAINED IN THE GOVERNMENT HILL NEIGHBORHOOD PLAN, A COMPONENT OF THE COMPREHENSIVE MASTER PLAN OF THE CITY, BY CHANGING THE FUTURE LAND USE OF A 0.1521 ACRE TRACT OF LAND LOCATED AT 404 STAFFORD FROM LOW DENSITY RESIDENTIAL TO NEIGHBORHOOD COMMERCIAL. STAFF AND PLANNING COMMISSION RECOMMEND APPROVAL. (ASSOCIATED ZONING CASE: Z2013044)

DENIED

Item Z-3. **ZONING CASE # Z2013044 (District 2):** An Ordinance amending the Zoning District Boundary from "R-5 AHOD" Residential Single-Family Airport Hazard Overlay District to "C-1 IDZ AHOD" Light Commercial Infill Development Zone Airport Hazard Overlay District on Lot 19, Block 6, NCB 3138 located at 404 Stafford. Staff recommends approval pending the plan amendment. Zoning Commission recommends denial. (Associated Plan Amendment Case # 12046)

Chris Looney presented Item P-2 and stated that it would amend the future land use of the plan contained in the Government Hill Neighborhood Plan. He stated that staff and the Planning Commission recommended approval. For Item Z-3, he stated that staff recommended approval and the Zoning Commission recommended denial. He reported that of 19 notices mailed; four responses were received in favor and five were received in opposition. He stated that due to the amount of opposition; it would require nine votes for approval. He added that the Government Hill Alliance was opposed to the request and the Government Hill Community Association was in favor.

Mayor Pro Tem Bernal called upon the individuals registered to speak.

Gilbert J. Murillo addressed the City Council in opposition to the zoning requests. He stated that the Government Hill Neighborhood was a lively community and the residents were not in favor of the re-zoning. He noted that the current plan was approved by City Council and they had worked closely with the Office of Historic Preservation to repair homes in the neighborhood. He added that they were working with various entities to develop a model for effective restoration of the area.

Rose Hill addressed the City Council in opposition to the zoning requests. She spoke of the many accomplishments in the Government Hill Area to include rehabilitation of various homes in the

neighborhood. She noted that it was important to preserve property values and ensure safety of the area.

JoAnn Murillo addressed the City Council in opposition to the zoning requests. She stated that she had lived in Government Hill for 50 years and coordinated the St. Patrick's Senior Ministry. She noted that they were opposed to the requested zoning and would like to keep the single family zoning.

Marlene Hawkins stated that she was the President of the Government Hill Community Association. She stated that she was in favor of the zoning request and that city staff and the Planning Commission had recommended approval. She noted that she had been informed that Councilmember Taylor would be voting against the requests and expressed concern regarding same.

Raymundo Rivera, Vice President of the Government Hill Neighborhood Association spoke in opposition to the zoning requests. He presented a map of the area and expressed concern with approving spot zoning cases. He noted that their Association was opposed to the requests and asked that the Government Hill Neighborhood Plan be maintained.

Frank Cadena stated that he lived next door to the subject property and was opposed to the requests. He noted that his preference was to maintain a residential neighborhood.

Heidi Mummau, Applicant, spoke in support of her requests. She stated that the subject property was already located in a commercial area and that Clear Channel currently operated a billboard sign on the property. She indicated that the property was mistakenly re-zoned as residential in 2008 and had been zoned Commercial and Industrial since 1938.

John Yoggerst addressed the City Council in support of the zoning requests. He stated that the only opposition was coming from the Government Hill Alliance which he did not believe was most reflective of the area. He expressed concern that the Alliance refuses to negotiate with developers and does not make their records available to the public.

Mike Zepeda stated that he was the Engineer reviewing the case. He noted that the property was historically zoned Commercial and had a billboard operating on it. He mentioned that the property owner was not aware that the property had been re-zoned as Residential in 2008. He stated that a security business would add security to the area.

Councilmember Taylor thanked everyone that spoke on the items and provided a history of the zoning case. She stated that they had been through an extensive process to update the Government Hill Neighborhood Plan and had debated the issues passionately during said process. She noted that a series of meetings were held with a great amount of public input. She mentioned that the neighborhood existed prior to the freeway and believed it was important to protect the neighborhood plan.

Councilmember Taylor moved to deny the proposed Ordinances for Items P-2 and Z-3. Councilmember Viagran seconded the motion.

The motion to deny prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Nirenberg, Chan, and Soules. **NAY:** None. **ABSENT:** Medina and Mayor Castro.

2013-06-20-0489

Item Z-11. **ZONING CASE # Z2013031 ERZD (District 9):** An Ordinance amending the Zoning District Boundary from "MF-33 ERZD MLOD-1" Multi-Family Edwards Recharge Zone Camp Bullis Military Lighting Overlay District to "C-2 ERZD MLOD-1" Commercial Edwards Recharge Zone Camp Bullis Military Lighting Overlay District on Parcel 5-C, NCB 19219 located on a portion of the 1100 Block of Evans Road. Staff and Zoning Commission recommended 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: PARCEL 5-C, NCB 19219 TO WIT: FROM "MF-33 ERZD MLOD-1" MULTI-FAMILY EDWARDS RECHARGE ZONE CAMP BULLIS MILITARY LIGHTING OVERLAY DISTRICT TO "C-2 ERZD MLOD-1" COMMERCIAL EDWARDS RECHARGE ZONE CAMP BULLIS MILITARY LIGHTING OVERLAY DISTRICT.

John Jacks presented Item Z-11 and stated that staff and the Zoning Commission recommended approval. He reported that of 32 notices mailed; none were received in favor and one was received in opposition. He stated that staff, the Zoning Commission and San Antonio Water System recommended a maximum 45% impervious cover.

Councilmember Chan stated that the property is considered a Category I which allows 100% impervious cover and the rezoning would reduce that to 45%. She noted that changing the zoning from Multi-Family to Commercial would help reduce traffic issues in the area. She added that the Stone Oak Property Owners Association was in favor of the zoning request.

Councilmember Chan moved to adopt the proposed Ordinance. Councilmember Saldaña seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Nirenberg, and Chan. **NAY:** None. **ABSENT:** Medina, Soules, and Mayor Castro.

ADJOURNMENT

There being no further discussion, Mayor Pro Tem Bernal adjourned the meeting at 4:05 pm.

APPROVED



JULIÁN CASTRO
MAYOR

Attest:



LETICIA M. VACEK, TRMC/MMC
City Clerk