

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

A BUDGET WORK SESSION AND REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO WERE HELD IN THE COUNCIL CHAMBERS, MUNICIPAL PLAZA BUILDING, WEDNESDAY, AUGUST 19, 2009 AND THURSDAY, AUGUST 20, 2009, RESPECTIVELY.

The San Antonio City Council convened in a Budget Work Session at 2:00 pm Wednesday, **August 19, 2009**, Municipal Plaza Building with the following Councilmembers present: Cisneros, Taylor, Ramos, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro.

1. STAFF PRESENTATION ON THE FY 2010 PROPOSED BUDGET, FOCUSING ON, BUT NOT LIMITED TO, THE FOLLOWING:

A. FIRE SERVICES

Chief Charles Hood provided an overview of the Fire Department and presented a short video. He outlined the Fire Department Services Budget and provided a copy of the 2008 Fire Department Annual Report. He stated that the goals of the department were to enhance emergency service delivery and transportation and to provide expanded Health and Wellness Programs. Additionally, they would like to increase training, continuing education, as well as expand fire prevention and community safety services.

Chief Hood provided an overview of the Fire Department Accomplishments, noting that two additional EMS Units had been added in the last two years. He stated that the 100% goal of a four-person staffing had been reached as of August 1, 2008. It was stated that equipment and training for enhanced extrication, slope evacuation and elevator rescue had been completed. He spoke of the Paramedics in Firefighting (ALS) Program that was implemented on October 1, 2007 and noted that 41.71% of all first responder calls had a Fire Paramedic on board. He reported that the ALS delivery response time had been reduced by 44 seconds in Fiscal Year (FY) 2009.

Chief Hood stated that on October 1, 2008, through the Fire Medical Response Program, they had begun dispatching Fire Units without an EMS Unit to certain calls. He noted that the types of calls included animal and insect bites; assaults; psychiatric patients; and traffic accidents. He reported that the program increased ALS ambulance availability, lowered response time, and reduced the EMS Division workload. He provided an overview of Fire Medical Responses and noted that they had steadily increased since the program was implemented. He added that the net effect of the two medical programs in FY 2009 was a 52 second reduction in the average ALS response time.

Chief Hood reported that 10 new combination Dispatchers/Call Takers had begun training in August, 2008 and would be operational in October, 2008. He reported that a Senior Project

Management Specialist had been hired in February, 2009 for the San Antonio Flood Emergency (SAFE) Project. He noted that several uniform positions had been filled to create the Safety Division and that two civilian positions had been filled to create the Health and Wellness Division. He spoke of enhanced department training being the Field Training Officer Program (FTOP). He added that FTOP was implemented in April, 2009.

Chief Hood noted that the average Fire Response Time from the time a call was received by dispatch to arrival at the scene was 5.95 minutes. He stated that the number of Fire ALS responses was estimated at 32,075 for FY 2009 and that the average ALS Response Time was 7.84 minutes.

Chief Hood provided an overview of the FY 2010 Budget and noted an increase of 4.9%. He outlined the proposed reductions, noting that two ALS Adaptive Response Companies funded with current staff on an overtime basis would be eliminated. He stated that the peak overtime budget would be reduced to reflect the discontinued emergency medical services contract with the City of Windcrest. He spoke of the FY 2010 Mandates and noted that the collective bargaining agreement required funding for one additional holiday and additional vacation days based on years of service. He stated that for Fire Station 51, funding would be necessary for training 30 cadets prior to the station opening. The opening is scheduled in October, 2010 and \$2.4 million is included for one-time capital purchases. He reported that \$1.3 million would be required for the Fire Computer Aided Dispatch/Records Management System implementation.

Chief Hood spoke of the FY 2010 Improvement and stated that one Engine Company would be added to Fire Station 23 located at the San Antonio International Airport beginning in January, 2011. He noted that it would address an extended response area north of the Airport and that the expected improvement in response time was two seconds. He reported that an EMS Unit would be added to be operational in June, 2011.

Chief Hood stated that the Six-Year Capital Budget included \$40.6 million for Fire Protection Projects including new Fire Stations #50 and #51. He noted that \$4.3 million was allocated to combine Fire Stations #1 and #3 on Cherry and Nolan and that the old fire station would be utilized as a Fire Museum. He added that \$3.3 million was programmed for fire station renovations to include HVAC, ceiling tile, and roof replacement.

Councilmember Medina asked of the training facility on Zarzamora. Assistant City Manager Erik Walsh stated that the Public Works and Solid Waste Departments had service centers located next to the facility and were working with the CIMS Department to potentially relocate the service centers. Councilmember Ramos asked of the disposition of old fire station properties. Mr. Walsh stated that the vacant properties could be sold and that the funds from any sale would be placed in the General Fund.

Councilmember Ramos asked of the old fire station property located on East Southcross. Deputy Chief Rodney Hitzfelder stated that they were working with the CIMS Real Estate Division on the disposition of the property. Councilmember Ramos asked of the possibility of placing "For Sale" signs on the property. Ms. Sculley stated that they would review the option. Councilmember Taylor asked of the Fire Museum and possibly utilizing Fire Station #3, due its

historic significance, in housing the first African American Firefighters. Chief Hood stated that they would research the possibility. Councilmember Williams thanked Chief Hood for his work on Fire Station #51 and for placing paramedics on Fire Trucks.

Mayor Castro asked of the cost recovery of billing. Assistant Chief Carl Wedige reported that the City mandated a 62% collection rate from their third party contractor and they were currently at a 70% collection rate. Mayor Castro asked of the impact of health care legislation regarding the payment of fees. Chief Wedige stated that claims were made through Medicaid, Medicare, and Commercial Insurance and that private pay was minimal. He also confirmed that the individuals that do not pay their bills are those with no insurance. Mayor Castro asked of the status of working with outlying areas. Chief Hood stated that he was involved in the Alamo Fire Chiefs Association and had built a good relationship with the membership. He noted that they had opened up the Fire Academy to the smaller jurisdictions and also provided training. He spoke of the CAD System and its role in regionalization.

Councilmember Clamp asked of the status of the Fire Department 2009 Budget. Chief Hood stated that they managed their budget well and expected to be on target. Councilmember Clamp asked of the availability of FAA funds for the Engine Company being added to Fire Station 23. Chief Hood reported that the Engine Company was funded by the City and would be responding to calls off Airport property the majority of the time. Ms. Sculley explained that the station at the Airport was funded by the Airport but a General Fund Unit would be added to service that part of the City. Councilmember Clamp asked of the location of the new EMS Unit. Chief Hood stated that the location had not been identified but would be strategically placed based on need. Councilmember Clamp spoke of the fires at Camp Bullis and asked of the helicopters utilized. Chief Hood stated that close to 600 acres had burned on the west side of Camp Bullis over the past few weeks. He reported that an Incident Action Plan had been created with Camp Bullis and that helicopters were coordinated through the Texas Forest Service.

Councilmember Cisneros asked of longevity pay. Chief Hood said it was additional pay required for individuals with the most tenure. In response to Councilmember Cisneros, Chief Hood reported that the City of Windcrest was now utilizing a private ambulance company. Councilmember Cisneros asked of the annual number of fire-related calls. Chief Hood stated that there were approximately 3,000 fire calls per month and 37,000 calls per year.

B. COMMUNITY INITIATIVE SERVICES

Dennis Campa, Director of the Department of Community Initiatives (DCI) provided a five-year budget summary and outlined the proposed FY 2010 Budget. He outlined the programs and services offered by the department and reported that the FY 2010 Budget included \$2.5 million in new funding for the Haven for Hope campus. He stated the services provided by Haven for Hope and noted that medical, dental and vision services were already being provided.

Mr. Campa stated that the San Antonio Education Partnership had been implemented by Mayor Henry Cisneros 20 years ago and served 25 of 36 high schools in the City. He noted that for FY 2010, \$343,848 would be redirected from administrative overhead to scholarships and educational programming. He spoke of the services provided to Senior Citizens and outlined the

Senior Health and Wellness Centers that were currently in operation or scheduled to be open. He spoke of the services offered at the centers including computer classes, dance therapy, and health screenings. He explained that the Senior Nutrition Program provided seniors with a nutritionally balanced noon meal in a congregate setting. He noted that free para-transit services were provided to San Antonio and Bexar County seniors primarily for essential medical services. He added that households at or below the 125% federal poverty level received utility assistance through partnerships with CPS Energy and SAWS.

Mr. Campa spoke of Young Adult Programs including Bridges to Work, a program in partnership with the Alamo Colleges and local employers for school dropouts and young parents that provides intensive job readiness, job search assistance, and financial literacy. He stated that the After School Challenge Program provided three hours of after school learning at various elementary and middle schools throughout the city. He reported that the amount of children served and locations would remain the same in FY 2010.

Mr. Campa outlined the Volunteer Income Tax Assistance Program and provided performance measures for FY 2008, 2009 and goals for FY 2010. He stated that the Alamo City Coalition for Economic Self Sufficiency (ACCESS) served as the leadership steering committee for the VITA Coalition and that according to the IRS, ACCESS prepared more returns than any other coalition in the country. He spoke of a Pilot Program that prepared 224 tax returns for small businesses and noted that the goal for 2010 was to prepare 275 tax returns.

Mr. Campa noted that the Department offered a Cribs to College Savings Account Program that encouraged low-income families to save money for their children's college. He stated that the Mayor and City Council had been allocated approximately \$62,000 through the Human Services Development Fund in FY 2009 and the same amount was proposed for FY 2010. He reported that the City had received over \$28 million in Stimulus Funds to support homeless activities and child care services.

Mr. Campa spoke of the program changes recommended for FY 2010 that included a reduction of 18 juvenile case worker and supervisory positions and the transfer of the juvenile offender case management responsibility to Municipal Court. He noted that the operation of the St. Philips Adult Learning Center would be transferred to Alamo Colleges and that the functions at Pearsall Park would be consolidated with other DCI facilities. For FY 2011, Mr. Campa reported that they proposed to reduce delegate agency funding by 10% for a total of \$463,258.

In response to Councilmember Clamp, Mr. Campa noted that funding for senior citizen transportation would remain the same and that if additional funding was made available, he would recommend implementing co-ops in which volunteers would be utilized to transport individuals. Councilmember Clamp asked of the City's future commitments for Haven for Hope. Ms. Sculley stated that future funding for service agencies had been projected at current levels but the amount of funding for Haven for Hope, Inc. had not been determined for FY 2011. Councilmember Clamp asked of the possibility of redirecting \$1.4 million for the San Antonio Education Partnership Program in FY 2010. Ms. Sculley stated that staff had recommended a three-year phase out but would review the possibility. Mayor Castro stated that he would like to ensure that more funding is allocated toward scholarships and recommended that a centralized

admissions, advising and financial aid center for the city be created for all high school students to utilize.

In response to Councilmember Ramos; Mr. Campa reported that the total listed on slide 50 did not include grants transfers or delegate agency funding. Councilmember Ramos expressed concern that the budget was being significantly increased but the number of positions was being reduced and requested that a report be provided to Quality of Life regarding the status of Stimulus funded programs and staff reductions. Mr. Campa mentioned that the detox unit housed 20 individuals and the sobering unit held 40 individuals. Councilmember Ramos expressed support for a cost of living adjustment for city employees. She asked of the hours of operation and operating costs of the Senior Health and Wellness Centers. Mr. Campa replied that the hours varied but most centers were open from 8:00 am to 5:00 pm and some were open as early as 7:30 am and held evening events. He added that the annual cost to operate a center was \$400,000 with the exception of the Bob Ross Center. He added that the City owned that facility and has a higher number of participants for an operating cost of \$500,000. Councilmember Ramos asked of the After School Challenge Program. She expressed support for the proposed reductions for delegate agencies for FY 2011 and asked that the agencies begin initiating self-sustaining plans for the future.

Councilmember Taylor stated that she recognized that there were challenges with the budget but expressed concern with the large amount of cuts to DCI because citizens need services now more than ever. She asked that staff be creative in maintaining and increasing services through strategic partnerships. She asked of the transfer of the St. Philips Learning Center to the Alamo Colleges and noted that there were a significant number of individuals that received their GED at this site. Mr. Campa noted that Dr. Loston of St. Philips College would begin coordinating classes at the Learning Center. He explained that the San Antonio Independent School District would continue to fund instructors and city staff would continue to provide assistance with case management and childcare. Councilmember Taylor asked for a Senior Health and Wellness Center for District 2. Mr. Campa stated that staff would begin working on the request.

Councilmember Lopez asked if the City had ever partnered with the Veterans Affairs Office. Mr. Campa stated that the Veteran Affairs Office was participating with the City at the Bob Ross Center. He confirmed that services for caregivers were also provided at the Bob Ross Center and staff was looking to expand the program. Councilmember Chan asked of transportation for senior citizens and collaboration with VIA Metropolitan Transit. Mr. Campa stated that staff had met with VIA but the challenge with VIA was that they only provide curb to curb service and most senior citizens need door to door service. He noted that they would continue to work with VIA and the Joint City/County Commission on Elderly Affairs.

Councilmember Medina asked of the Bank on San Antonio Program. Mr. Campa explained that it helped connect individuals without bank accounts to mainstream financial institutions in collaboration with eight banks, four credit unions, USAA, and area nonprofit organizations. Councilmember Cortez thanked the department for their continued services to senior citizens. He expressed concern with the closing of the Pearsall Park Facility and asked of departments that could continue to operate at the location. Mr. Campa stated that Code Compliance would remain

at the facility and that there was interest from the Park Police and Solid Waste Department to occupy space.

Mayor Castro identified two priority projects as the establishment of an Early Childhood Education Center and a site for the centralization of college admissions, advising and financial aid to assist high school students. He expressed concern with utilizing the Central Library due to parking issues and location. Mr. Campa stated that he would review city sites that could be utilized, as well as other locations and partnerships. Mayor Castro requested proposals on the implementation of the two initiatives. Mayor Castro spoke of the great commitment to senior citizens and expressed support for the senior centers that had opened in the past eight years.

There being no further discussion, Mayor Castro adjourned the meeting at 5:22 pm.

The San Antonio City Council convened in a Regular Meeting on Thursday, **August 20, 2009** at 9:00 am in the City Council Chambers.

Item 1. The Invocation was delivered by Rev. Dr. Robert E. Weston, Pastor, Northminster Presbyterian Church, guest of Councilmember Ray Lopez, District 6.

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

City Clerk, Leticia M. Vacek, took the Roll Call and noted a quorum of the Council with the following present: Cisneros, Taylor, Ramos, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro.

Item 3. MINUTES

Councilmember Cisneros made a motion to approve the Minutes for the June 25, 2009 City Council Meeting. Councilmember Clamp seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, Taylor, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, Clamp and Mayor Castro. **NAYS:** None. **ABSENT:** Ramos.

POINT OF PERSONAL PRIVILEGE

Councilmember Cortez recognized former Councilmember Jeff Webster, Director of Business Development of TCB/AECOM. Mr. Webster presented Mayor Castro with a Dallas Cowboys Football Jersey on behalf of the Jones Family and the Dallas Cowboys. He thanked the entire city for their support of the Dallas Cowboys Football Training Camp that was held at the Alamodome.

Mayor Castro thanked Mr. Webster and spoke of the many visitors that attended the training camp. Councilmember Clamp thanked Mr. Webster for his work and stated that he was pleased to have the Dallas Cowboys in San Antonio. Councilmember Rodriguez recognized Mr.

Webster for his leadership and work with the Dallas Cowboys. Councilmember Cortez thanked Mr. Webster for his work on the training camp.

At this time, Mayor Castro addressed Item 5.

ITEMS FOR INDIVIDUAL CONSIDERATION

The City Clerk read the following Ordinance:

2009-08-20-0652

Item 5. AN ORDINANCE AMENDING CHAPTER 35, UNIFIED DEVELOPMENT CODE, OF THE CITY CODE OF SAN ANTONIO, TEXAS, TO ESTABLISH A PROCEDURAL REQUIREMENT TO PROMOTE AWARENESS OF LOCAL ENDANGERED SPECIES.

Deputy City Manager Pat DiGiovanni stated that in early 2008, the Military had expressed concern with development in the area surrounding Camp Bullis. He noted that a grant had been received from the US Office of Economic Adjustment to conduct a Joint Land Use Study (JLUS) and that Matrix Design Group had conducted the year-long study. He reported that in August, 2008, City Staff began implementing eight short-term initiatives to preserve and protect the integrity of Camp Bullis. He noted that the JLUS recommendations were approved by City Council on June 18, 2009 and that Mayor Castro had proposed a 9-Point Implementation Plan to support the JLUS recommendations. Mr. DiGiovanni spoke of the eight short-term initiatives and provided a status for each, noting that four had been completed and four were still in progress.

Mr. DiGiovanni outlined the 9-Point Plan, noting that Item 1, creating an Implementation Committee, would include representation from the City of San Antonio, Bexar County, and other governmental partners that participated in the JLUS, as well as Military Transformation Task Force members. He explained that Item 2 would require developers to attest to their compliance with the Endangered Species Act to facilitate development of the Regional Habitat Conservation Plan, and that a Unified Development Code (UDC) Amendment regarding same would be considered during the zoning portion of the meeting. Item 3, amendment of the Tree Preservation Ordinance, would pursue a regulatory framework to promote greater preservation of trees in environmentally sensitive areas and remove the exclusion of rights of way from tree preservation requirements in environmentally sensitive areas. He spoke of Item 4, the formation of a Joint Airport Zoning Board that would encourage dialogue among counties and municipalities that have jurisdiction within an area around an airport runway.

Mr. DiGiovanni reported that Item 5 would initiate a Land Use Study that would update the City of San Antonio Comprehensive Plan and future land use plans, and create Sector Plans to address land use issues where no plans currently exist. The Voluntary Real Estate Disclosure, Item 6, would require the disclosure of specified facts associated with proximity impacts due to Military operations and protect the seller, buyer and sales agent from potential litigation resulting from existing or anticipated conditions that could negatively impact the property. He reported that Item 7 would increase the Military Lighting Overlay District from a three-mile buffer to a five-mile buffer. He explained that Item 8 included a CPS Energy Retrofit of Street Lighting that

would eliminate all up-lighting from CPS Energy controlled lights within the five-mile buffer zone surrounding Camp Bullis. Lastly, he noted that Item 9 would develop sound attenuation standards and a noise attenuation zoning overlay district as development standards to mitigate noise for the residents around Camp Bullis.

Rod Sanchez, Director of Planning and Development Services spoke of the UDC Amendment Habitat Compliance Form. He noted that there were concerns regarding endangered species that listed species in Bexar County to include the Black-capped Vireo, Golden-cheeked Warbler, and Karst Invertebrates. He explained that the Endangered Species Act could not be enforced by cities, but the City could enact procedural requirements to promote compliance with the law. He mentioned that the endangered species initiative had been coordinated among various City Departments; Bexar County; US Army/Fort Sam Houston; Texas Parks and Wildlife; and a Stakeholder Committee. He explained that a Habitat Compliance Form would be part of the completeness review for applications greater than two acres and would apply to the following: 1) Tree Permits; 2) Master Development Plans; 3) PUD Plans; and 4) Subdivision Plats. He added that existing fees and timelines would not be revised.

Mr. Sanchez stated that regarding the Habitat Compliance Process, applicants would be required to provide general information about their project. This includes the application type, location and boundaries, as well as providing an aerial photograph of the project location. He noted that in areas without habitat potential, applicants would complete the Habitat Form. For areas with habitat potential, applicants had several options: 1) Indicate that they are part of a Section 10(a) permit and working with the Federal Government and following the Endangered Species Act; 2) Indicate that they are part of a Regional Habitat Conservation Plan; 3) Indicate that they have submitted a survey to the US Fish and Wildlife Office within the past three years; or 4) Submit an affidavit that indicates that either no survey has been conducted or that a survey was completed and there was no impact. He added that the completed form and affidavit, if applicable, would be provided to the US and Texas Parks Wildlife Offices. The process would continue with dialogue among the applicant and US Fish and Wildlife.

Colonel Mary Garr, Commander of the US Army Garrison Fort Sam Houston and Camp Bullis spoke on behalf of Major General Czerw who could not be in attendance. She acknowledged their support for the ordinance amending the UDC, noting that it supported many of the missions of Camp Bullis. She expressed gratitude for the City's continued support of Camp Bullis and recognized city staff who worked diligently with all interested parties.

Mayor Castro noted that the City of San Antonio was not regulating endangered species under federal law but procedurally requiring compliance. He asked of potential consequences of providing false information on the application. City Attorney Michael Bernard stated that there were civil and criminal consequences. Civil penalties included the denial or revoking of a permit; denial of a plat; or placing an injunction on the land use for a previously approved plat. He noted that in some instances, the criminal offense could be considered a felony punishable by up to ten years in prison and up to a \$10,000 fine. Mayor Castro stated that the City of San Antonio was committed to doing all within the limits of the law to protect Camp Bullis and its mission.

Councilmember Cortez thanked Colonel Garr for attending the meeting and stated that the City was fully committed to the missions of Fort Sam Houston and Camp Bullis. He noted that many of the short term initiatives had already been implemented and expressed his support. Councilmember Williams spoke of the great cooperation among the Military, City of San Antonio and the Development Community. He noted that there had been compromises made and recognized the work of former Councilmembers Sheila McNeil and Diane Cibrian. He stated that military operations were vital to the city and expressed his support. Councilmember Rodriguez thanked Mr. Sanchez for his work and asked of any outstanding issues related to downward lighting. Mr. Sanchez stated that the issues had been resolved. Based on the Joint Land Use Study recommendations, an item was on the Zoning Agenda to apply the Military Lighting Overlay District to properties within five miles from the perimeter of Camp Bullis. Councilmember Rodriguez noted the importance of protecting the mission of the Army and Camp Bullis.

Councilmember Ramos expressed her support for said item and stated that it was important for the entire community to continue to protect Camp Bullis and the military missions in San Antonio. Councilmember Cisneros recognized Colonel Garr and military representatives for their work on said item. She stated that the City valued the presence of the Military and would do whatever was necessary to protect their mission. She thanked Mayor Castro for making said item a priority and recognized community leaders and city staff for their work. Councilmember Taylor thanked Mayor Castro for his leadership on said item and recognized all that were working to address challenges facing Camp Bullis. She stated that it was important to protect the training missions at Camp Bullis and Fort Sam Houston. Councilmember Chan expressed her support for said item and noted the importance of protecting military missions in the City. She recognized Colonel Garr, Jim Cannizzo and city staff for their work and thanked Mayor Castro for his leadership. Councilmember Clamp recognized Colonel Garr for working well with city staff. He noted that said item was an important step for the community and spoke of the value of Fort Sam Houston to the City of San Antonio. Councilmember Medina recognized Mayor Castro for his leadership and noted that it was important to support Military presence in San Antonio. He thanked Colonel Garr and city staff for their work.

Nazirite Ruben Flores Perez spoke in support of the armed forces and stated that the Army and endangered species should be protected.

Jack M. Finger spoke in support of protecting Camp Bullis and endangered species.

Councilmember Cortez moved to adopt the proposed Ordinance. Councilmember Williams seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, Taylor, Ramos, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, Clamp and Mayor Castro. **NAYS:** None. **ABSENT:** None.

Item 4. OATH OF OFFICE - MAYOR PRO TEM

Ms. Vacek administered the Oath of Office to Councilmember David Medina, District 5, whose term as Mayor Pro-Tem becomes effective August 29, 2009 through November 7, 2009.

POINT OF PERSONAL PRIVILEGE

Councilmember Cisneros recognized Leticia M. Vacek, City Clerk, who will be honored as the 2009 Texas Municipal Clerk of the Year on October 8, 2009 by the Texas Municipal Clerks Association (TMCA). Ms. Vacek was presented with a bouquet of yellow roses from the Mayor and Council who thanked her for improvements made to the department and service to the City of San Antonio.

Ms. Vacek thanked the City Council for the recognition and stated that she was honored by the Award. She noted that she had been a member of TMCA for 22 years and had served as a Trustee and on the Certification Committee. She noted that Norma Rodriguez, former City Clerk, received the award in 1992. Lastly, she expressed appreciation for the support of the Mayor and Council.

Mayor Castro congratulated Ms. Vacek on her award and recognized her for her excellent work. Councilmember Cortez also congratulated Ms. Vacek and noted that her recognition was a huge honor for San Antonio. He spoke of her great work in bringing the Office of the City Clerk in line with technology and recognized the excellent work provided by her office. Councilmember Williams congratulated Ms. Vacek on her award and thanked her for the great work on the General Election. He stated that the Election had been conducted fairly and efficiently and expressed his appreciation. Councilmember Rodriguez congratulated Ms. Vacek and stated that it was a well-deserved honor. He spoke of the great work provided by the Office of the City Clerk. Councilmember Chan also congratulated Ms. Vacek for the award and noted that it was a well-deserved honor.

Councilmember Cortez recognized George L. Britton, Jr., District 4 Representative on the Zoning Board of Adjustment; Abraham Robles, District 4 Representative on the Disability Access Advisory Committee; and Randall S. Preissig, District 4 Representative on the Linear Creekway Parks Advisory Board. He thanked them for their willingness to serve. Councilmember Ramos recognized Christel Villarreal for serving as the District 3 Representative on the Citizens' Environmental Advisory Committee. Councilmember Cisneros recognized Luis R. Herrera, District 1 Representative on the San Antonio Youth Commission, and thanked him for serving.

CONSENT AGENDA – Items 6-20

Consent Agenda Items 9, 13, and 14 were pulled for Individual Consideration. Councilmember Ramos moved to approve the remaining Consent Agenda Items. Councilmember Cortez seconded the motion.

Barbara Witte-Howell read a letter on behalf of Rollette Schreckenghost, President of the San Antonio Conservation Society, in support of the Resolution adopting the Strategic Historic Preservation Plan (Item 18). Ms. Schreckenghost wrote that the San Antonio Conservation Society appreciated the opportunity to participate in the creation of San Antonio's first Strategic Historic Preservation Plan and share their knowledge and perspective. She wrote that they were pleased with the fresh ideas introduced in the plan and that it would provide opportunities for the

Conservation Society to partner with the city and neighborhoods on expanding heritage tourism and developing a historic building survey.

Nazirite Ruben Flores Perez spoke of Item 10, the Interlocal Agreement with North East Independent School District, and stated that municipal government should provide oversight to school districts. He expressed support for the Traffic Control Devices and cell phone ban in school zones (Item 13). He spoke in support of the BexarMet requested change order in Item 15 and noted that BexarMet was delinquent on payments owed to the San Antonio River Authority.

Jack M. Finger recognized Ms. Vacek on her award and thanked her for her work. He expressed concern with Item 11 noting that all but Councilmember Medina had received campaign contributions from Koontz/McCombs, Ltd. He spoke in support of the cell phone restriction in school zones (Item 13) and asked if the City would be landlocked by the release of property to the City of Schertz (Item 19) and the City of Cibolo (Item 20).

Councilmember Ramos recognized Pat DiGiovanni for his work on Item 17, the Utility Service Agreement among the San Antonio Water System, Texas A&M University, Verano Land Group, LP, and VTLM Texas, LP. She recognized Jane Macon who provided Texas A&M construction hard hats and lapel pins to the City Council. Ms. Macon thanked all for their support of Texas A&M and introduced Mary Lou Reyna. Ms. Reyna stated that Texas A&M began with classes for 2,200 students at their temporary campus and looked forward to the groundbreaking of the new campus. Councilmember Cortez thanked all involved in the project and recognized the late Senator Frank Madla who initiated the Texas A&M Campus on the Southside. He thanked Councilmember Ramos for her leadership and noted that Palo Alto College had opened a new Performing Arts Center, strengthening the knowledge base of the Southside. Councilmember Williams recognized Ms. Macon and noted that he had been a member of the South Chamber of Commerce for many years and was pleased to see the project coming to fruition. Mayor Castro recognized all involved in the project and noted that Texas A&M would provide a great educational opportunity for students. Councilmember Rodriguez recognized all involved in the project for their work and noted that State Representative and Former Councilmember Roland Gutierrez had been a great advocate for the project.

Faris Hodge, Jr. submitted written testimonies in support of Items 5, 8, 9, 10, 17, 18 and 20. He wrote that the purchases in Item 6 should be delayed due to the budget shortfall. He wrote in support of the purchase of antiviral medications referenced in Item 7.

Isabel Sanchez, Enrique Sanchez, Cynthia Spielman, Tina Garza Moore, Rita Vidaurri and Angie Merla representing the Buena Gente of Esperanza Peace and Justice Center submitted written testimony in support of the adoption of the Strategic Historic Preservation Plan (Item 18). They wrote that as buildings were torn down and other structures were slated for razing in the name of economic development, a strategic plan was critical. They wrote that it was important to have a plan to safeguard structural legacies and honor the culture and creativity of the poor and working class that built the Downtown Area. Lastly, they were eager to work with the Office of Historic Preservation to develop the plan and ensure that it was adhered to.

Jessica O. Guerrero representing the Esperanza Peace and Justice Center submitted written testimony in favor of the Strategic Historic Preservation Plan (Item 18). She wrote that their organization represented thousands of individuals from the city and recognized the importance of a comprehensive historic preservation strategy. She wrote that too often, the history of indigenous ancestors was erased by rhetoric and records that celebrated colonizers rather than honoring the people that lived on the land for generations before explorers arrived. In closing, she recognized the significance of Westside houses and shops and the importance of preserving more than just the missions and mansions of the city.

The motion to approve the remaining Consent Agenda Items prevailed by the following vote: **AYES:** Cisneros, Taylor, Ramos, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, Clamp and Mayor Castro. **NAYS:** None. **ABSENT:** None.

2009-08-20-0653

Item 6. AN ORDINANCE ACCEPTING BIDS FOR THE FOLLOWING COMMODITIES AND SERVICES ON AN ANNUAL CONTRACTING BASIS IN THE AMOUNT OF \$465,000.00, INCLUDING: (A) DITTMAR LUMBER FOR BAGGED PORTLAND, MASONRY & READY MIX CONCRETE; (B) DS WATERS FOR BOTTLED WATER; (C) UTEC-PLUS FOR TRUCK MOUNTED LIFTGATE PARTS AND SERVICE; (D) UTEC-PLUS FOR LEMCO CRANE PARTS AND SERVICE; AND (E) FIRE PANEL, LLC FOR FIRE PANEL KITS FOR CROWN VICTORIA POLICE INTERCEPTORS.

2009-08-20-0654

Item 7. AN ORDINANCE RATIFYING A CONTRACT WITH THE DEPARTMENT OF STATE HEALTH SERVICES FOR THE PURCHASE OF ANTIVIRAL MEDICATIONS FOR A COST OF \$174,985.05, FUNDED THROUGH HEALTH, FIRE, AND POLICE DEPARTMENT'S FY 2009 BUDGET AND THE PUBLIC HEALTH AND EMERGENCY PREPAREDNESS GRANT.

2009-08-20-0655

Item 8. AN ORDINANCE ACCEPTING THE BID FROM ARNOLD REFRIGERATION, INC. FOR THE PURCHASE AND INSTALLATION OF TWO WALK-IN COOLERS AND A FREEZER FOR TERMINAL 1 AT SAN ANTONIO INTERNATIONAL AIRPORT FOR A COST OF \$99,607.00, FUNDED WITH AVIATION OPERATIONAL FUNDS.

2009-08-20-0657

Item 10. AN ORDINANCE AUTHORIZING AN INTERLOCAL AGREEMENT WITH NORTH EAST INDEPENDENT SCHOOL DISTRICT (NEISD), AUTHORIZING PAYMENT UP TO \$402,747.09 TO NEISD FOR THE STAHL ROAD - O'CONNOR TO JUDSON PROJECT, LOCATED IN COUNCIL DISTRICT 10, AND AMENDING THE 2009-2014 CAPITAL BUDGET.

2009-08-20-0658

Item 11. AN ORDINANCE AUTHORIZING THE RELEASE OF DEED RESTRICTIONS FOR LOT 2, BLOCK 1, NCB 6759 LOCATED AT THE INTERSECTION OF EAST HILDEBRAND AVENUE AND DEVINE ROAD IN COUNCIL DISTRICT 1 AND

ACCEPTING THE DEDICATION FROM KOONTZ/MCCOMBS, LTD. OF OLD HILDEBRAND RIGHT OF WAY, LOCATED IN COUNCIL DISTRICT 9, AS A PUBLIC STREET.

2009-08-20-0659

Item 12. AN ORDINANCE RATIFYING THE SUBMISSION OF A GRANT APPLICATION TO CHRISTUS SANTA ROSA HEALTH CARE AND ACCEPTANCE OF FUNDS UP TO \$186,998.00 UPON AWARD AND AUTHORIZING FOUR (4) NEW STAFF POSITIONS BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT TO PROVIDE MATERNAL, CHILD HEALTH, AND PARENTING EDUCATION SERVICES TO FAMILIES WHOSE INFANTS ARE DELIVERED AT CHRISTUS SANTA ROSA HOSPITAL IN SAN ANTONIO.

Item 15. CONSIDERATION OF BOARD, COMMISSION AND COMMITTEE APPOINTMENTS, TO BE EFFECTIVE IMMEDIATELY UPON THE RECEIPT OF EIGHT AFFIRMATIVE VOTES, OR, IN THE EVENT EIGHT AFFIRMATIVE VOTES ARE NOT RECEIVED, TEN DAYS AFTER APPOINTMENT:

ITEM 15A PULLED BY STAFF

A. REAPPOINTING GREGORY O. BURKETT (DISTRICT 8, CATEGORY: MASTER SIGN ELECTRICIAN) TO THE ELECTRICAL BOARD FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE MAY 31, 2011.

B. REAPPOINTING GERALD P. IRWIN (DISTRICT 8) TO THE JOINT CITY/COUNTY COMMISSION ON ELDERLY AFFAIRS FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE MAY 31, 2011.

C. APPOINTING LUIS R. HERRERA (DISTRICT 1) AND REAPPOINTING GABRIELLE L. REYES (DISTRICT 4) AND HANNAH E. VOSS (DISTRICT 3) TO THE SAN ANTONIO YOUTH COMMISSION FOR THE REMAINDER OF UNEXPIRED TERMS OF OFFICE TO EXPIRE MAY 31, 2011.

D. APPOINTING CHRISTEL VILLARREAL (DISTRICT 3) TO THE CITIZENS' ENVIRONMENTAL ADVISORY COMMITTEE FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE MAY 31, 2011.

E. APPOINTING JUAN R. REYNA (DISTRICT 7) TO THE CITY COMMISSION ON VETERANS AFFAIRS FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE MAY 31, 2011.

F. REAPPOINTING GEORGE L. BRITTON, JR. (DISTRICT 4) AND ANDREW M. OZUNA (DISTRICT 8) TO THE ZONING BOARD OF ADJUSTMENT FOR THE REMAINDER OF UNEXPIRED TERMS OF OFFICE TO EXPIRE MAY 31, 2011.

G. REAPPOINTING ABRAHAM ROBLES (DISTRICT 4, CATEGORY: CONSUMER OF HANDICAPPED SERVICES) TO THE DISABILITY ACCESS ADVISORY

COMMITTEE FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE MAY 31, 2011.

H. REAPPOINTING MICHAEL S. ARIENS (DISTRICT 3) AND AUGUST S. JOHNSON (DISTRICT 4) TO THE ETHICS REVIEW BOARD FOR THE REMAINDER OF UNEXPIRED TERMS OF OFFICE TO EXPIRE AUGUST 25, 2010.

I. REAPPOINTING RANDALL S. PREISSIG (DISTRICT 4) TO THE LINEAR CREEKWAY PARKS ADVISORY BOARD FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE MAY 31, 2011.

J. APPOINTING DAVID D. CHRISTIAN (DISTRICT 7) TO THE ZONING COMMISSION FOR THE REMAINDER OF AN EXPIRED TERM OF OFFICE TO EXPIRE MAY 31, 2011.

Item 16. APPOINTING COUNCILMEMBER IVY R. TAYLOR (DISTRICT 2) TO THE MILITARY TRANSFORMATION TASK FORCE FOR AN UNEXPIRED TERM OF OFFICE TO EXPIRE MAY 31, 2011.

2009-08-20-0662

Item 17. AN ORDINANCE APPROVING AN AGREEMENT CONSENTING TO THE UTILITY SERVICE AGREEMENT ENTERED INTO AMONG THE SAN ANTONIO WATER SYSTEM, TEXAS A&M UNIVERSITY, VERANO LAND GROUP, LP, AND VTLM TEXAS, LP AND DIRECTING THE VERANO TIRZ BOARD TO MAKE ASSIGNED PAYMENTS DIRECTLY TO SAWS.

2009-08-20-0026R

Item 18. A RESOLUTION ADOPTING THE STRATEGIC HISTORIC PRESERVATION PLAN.

PULLED BY STAFF

Item 19. AN ORDINANCE AUTHORIZING THE RELEASE OF APPROXIMATELY 3,486 ACRES FROM THE CITY OF SAN ANTONIO EXTRATERRITORIAL JURISDICTION AS REQUESTED BY THE CITY OF SCHERTZ.

PULLED BY STAFF

Item 20. AN ORDINANCE AUTHORIZING THE RELEASE OF APPROXIMATELY 4,550 ACRES FROM THE CITY OF SAN ANTONIO EXTRATERRITORIAL JURISDICTION AS REQUESTED BY THE CITY OF CIBOLO.

[CONSENT ITEMS CONCLUDED]

ITEMS PULLED FOR INDIVIDUAL CONSIDERATION

The City Clerk read the following Ordinance:

2009-08-20-0656

Item 9. AN ORDINANCE AUTHORIZING A BEXARMET-REQUESTED CHANGE ORDER IN THE AMOUNT OF \$28,201.66, OF WHICH \$28,201.66 WILL BE REIMBURSED BY BEXARMET, TO THE \$17,810,303.52 CONSTRUCTION CONTRACT WITH TEXAS STERLING CONSTRUCTION FOR INSTALLATION OF WATER SERVICES FOR THE ZARZAMORA DRAINAGE #83A PROJECT, LOCATED IN COUNCIL DISTRICT 4, FUNDED BY U.S. HOUSING AND URBAN DEVELOPMENT 108, AND 2007-2012 GENERAL OBLIGATION BONDS.

Councilmember Cortez asked for an update on the project. Mike Frisbie stated that the project totaled \$18 million and was almost two miles long. He noted that the project would improve one of the gateways to the Southside of San Antonio and would be completed in June, 2010. He explained that said item was a joint bid with BexarMet who would be making water connections to homes in the area. Councilmember Cortez thanked BexarMet for their partnership and expressed his support.

Councilmember Cortez moved to adopt the proposed Ordinance. Councilmember Rodriguez seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, Taylor, Ramos, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, and Clamp. **NAYS:** None. **ABSENT:** Mayor Castro.

The City Clerk read the following Ordinance:

2009-08-20-0660

Item 13. AN ORDINANCE AMENDING THE TRAFFIC CONTROL DEVICES SCHEDULES FOR THE CITY OF SAN ANTONIO, ESTABLISHED IN CHAPTER 19, SECTION 68 OF THE CITY CODE OF ORDINANCES, TO INCLUDE NEW TRAFFIC CONTROL DEVICES AND DELETE PREVIOUS ENTRIES FROM THE SCHEDULES THAT ARE IN CONFLICT WITH CURRENT TRAFFIC CODE REGULATIONS; PROVIDING FOR CRIMINAL AND CIVIL PENALTIES FOR VIOLATIONS; INCORPORATING RECENT STATE LAW OUTLAWING HAND HELD CELL PHONE OR WIRELESS DEVICES IN SCHOOL ZONES AND IDENTIFYING 18 SITES THROUGHOUT THE CITY TO BEGIN ENFORCEMENT SEPTEMBER 1, 2009.

Councilmember Rodriguez requested an overview of the cell phone ban in school zones. Assistant City Manager Erik Walsh stated that the signs banning cell phone use in school zones that had been previously utilized for the Pilot Program had been replaced at a cost of \$10,000 and had been paid for through the Public Works Sign Maintenance Budget. He explained that the previous signs were larger and had been placed on a separate pole but changes in State Law mandated that signs be attached to existing school speed zone signs. He noted that the penalty for violation was a Class C Misdemeanor with a maximum \$200 fine. He stated that currently, only the 18 locations identified through the Pilot Program would receive new signage. He noted that staff was working with the Texas Municipal League, City Lobbyists, and the City Attorney's Office regarding the issue of paying for the signage at all 1,600 school zones. Ms.

Sculley added that staff was working on a plan to install signs at all school zones that would cost the City approximately \$1 million.

Councilmember Cortez expressed his support and recognized Councilmember Rodriguez for his leadership on the project. Councilmember Ramos also recognized Councilmember Rodriguez for his work on said item and asked of using funds collected from fines to pay for signage. Mr. Walsh stated that it was an option that would be brought forth to the Public Safety Council Committee. Councilmember Clamp thanked Councilmember Rodriguez for his leadership and noted that it was a good opportunity to partner with the school districts throughout the city. Councilmember Lopez asked of the possibility of applying for joint grants with school districts to pay for signage. Mr. Walsh stated that Majed Al-Ghafry was reviewing various grant options and would provide them to the Public Safety Council Committee.

Councilmember Rodriguez moved to adopt the proposed Ordinance. Councilmember Clamp seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, Taylor, Ramos, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, Clamp and Mayor Castro. **NAYS:** None. **ABSENT:** None.

The City Clerk read the following Ordinance:

2009-08-20-0661

Item 14. AN ORDINANCE AUTHORIZING THE FOLLOWING AMENDMENTS TO CHAPTERS 19 AND 35 OF THE CITY CODE, ("MOTOR VEHICLES AND TRAFFIC" AND "UNIFIED DEVELOPMENT CODE") AS PART OF THE BIENNIAL UPDATE PROGRAM AND TO IMPLEMENT THE CITY'S ROUGH PROPORTIONALITY METHODOLOGY:

- A. AMENDMENTS TO VARIOUS SECTIONS TO IMPLEMENT THE ROUGH PROPORTIONALITY METHODOLOGY
- B. AMENDMENTS TO 35-504, STORMWATER MANAGEMENT
- C. AMENDMENT TO 35-506, MAJOR THOROUGHFARE PLAN VARIANCES
- D. AMENDMENTS TO 35-506, SIDEWALKS
- E. AMENDMENTS TO 35-712, RECOGNITION OF RIGHTS
- F. AMENDMENTS TO 35-F124, ALLOWABLE DEVELOPMENT WITHIN THE REGULATORY FLOODPLAIN

Councilmember Cortez asked for additional information on said item. Rod Sanchez stated that Item A dealt with implementation of rough proportionality methodology and that all amendments would improve daily operations. He noted that they had worked with the City Attorney's Office and the Public Works Department and also received approval from the Technical Advisory Committee (TAC). Councilmember Cortez expressed his support and recognized the Real Estate Council for their input. Councilmember Ramos thanked all involved and expressed her support. Mayor Castro thanked Mr. Sanchez and Assistant City Manager TC Broadnax for their work and noted that they were important amendments for the development of the city.

Councilmember Cortez moved to adopt the proposed Ordinance. Councilmember Cisneros seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, Taylor, Ramos, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, Clamp and Mayor Castro. **NAYS:** None. **ABSENT:** None.

Item 21. CITY MANAGER'S REPORT

A. Update on FY 2010 Budget Public Hearings

Ms. Sculley reported that four community budget hearings had been held and nearly 200 individuals had attended. She stated that the most frequent comments received were in regard to streets and sidewalks including ADA Compliance. Comments were also provided regarding Public Safety, Parks Community Centers, Libraries, Delegate Agencies, Senior Programs, and Solid Waste Services. She clarified that Parks Community Centers were not being closed but hours of operation were being adjusted to operate during the hours with most participation. She noted that six more hearings would be held in various districts and that a Public Hearing on the budget was scheduled on September 1, 2009. She added that individuals were able to provide input utilizing the Budget Input Box and that the budget was scheduled for adoption on September 17, 2009.

Mayor Castro recessed the meeting at 11:00 am to break for lunch and noted that the meeting would resume at 2:00 pm for Zoning.

ZONING ITEMS FOR INDIVIDUAL CONSIDERATION

Mayor Castro reconvened the meeting at 2:01 pm and addressed the Zoning Items.

The City Clerk read the following Resolution:

2009-08-20-0027R

Item 22. A RESOLUTION DIRECTING THE PLANNING AND DEVELOPMENT SERVICES DEPARTMENT TO INITIATE A REZONING CASE TO APPLY THE MILITARY LIGHTING OVERLAY DISTRICT TO PROPERTIES WITHIN APPROXIMATELY FIVE MILES FROM THE PERIMETER OF CAMP BULLIS/CAMP STANLEY, AS RECOMMENDED BY THE CAMP BULLIS JLUS.

Councilmember Cortez expressed his support for said item and stated that the City was taking the necessary steps to protect and expand the mission of Fort Sam Houston and Camp Bullis. Councilmember Taylor also expressed her support and asked staff to work on incentives for individuals that were voluntarily taking steps to address lighting issues.

Charlotte Kahl of the Old Spanish Trail Centennial Association stated that the Association was preparing for the Centennial of the Old Spanish Trail Auto Highway, noting that it went from Fort to Fort and Mission to Mission throughout the United States. She noted that the City Council had addressed many of their concerns including support for Camp Bullis and the passage

of the Strategic Historic Preservation Plan. She added that the Association would be providing a briefing to Elected Officials within the next few weeks.

Councilmember Cortez moved to approve the Resolution. Councilmember Ramos seconded the motion.

The motion prevailed by the following vote: **AYES:** Taylor, Ramos, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, Clamp and Mayor Castro. **NAYS:** None. **ABSENT:** Cisneros.

POINT OF PERSONAL PRIVILEGE

Councilmember Rodriguez recognized the McAllister Little League Team for their recent win in the Little League World Series and noted that they would play their next game the following night at 7:00 pm. He presented a banner with a photo of the team and asked that it be hung on the front steps of City Hall. Mayor Castro stated that he had attended the send-off for the team and that the entire city was excited about their success.

The City Clerk read the following Ordinance:

2009-08-20-0663

Item 23. AN ORDINANCE AMENDING THE MAJOR THOROUGHFARE PLAN, A COMPONENT OF THE CITY OF SAN ANTONIO MASTER PLAN, BY DE-DESIGNATING A PROPOSED SEGMENT OF CRESTWAY ROAD GENERALLY LOCATED EAST OF FM 1516 AND WEST LOOP 1604.

Councilmember Cortez asked of the origination of the request. Trish Wallace stated that the City of Converse had made the request and that City of San Antonio staff had initiated said item.

Councilmember Cortez moved to adopt the proposed Ordinance. Councilmember Cisneros seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, Taylor, Ramos, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, Clamp and Mayor Castro. **NAYS:** None. **ABSENT:** None.

The City Clerk read the following Ordinance:

2009-08-20-0664

Item 24. AN ORDINANCE AMENDING THE MAJOR THOROUGHFARE PLAN, A COMPONENT OF THE CITY OF SAN ANTONIO MASTER PLAN, BY REALIGNING A SEGMENT OF SOUTH FOSTER ROAD; EXTENDING THE DESIGNATION OF SOUTHTON ROAD; AND DE-DESIGNATING A PORTION OF OLD CORPUS CHRISTI ROAD GENERALLY LOCATED IN SOUTHEAST BEXAR COUNTY EAST OF I-37 AND SOUTH OF HWY 181.

Trish Wallace stated that said items were located in Southeast Bexar County and initiated by the East Central Independent School District. She noted that East Central was interested in building

an elementary and middle schools on the properties. The realignment would have circulation and safety benefits. Councilmember Ramos asked if the property was located in the City. Ms. Wallace stated that the majority of the property was outside of the City Limits but a small segment was within the City. Rod Sanchez added that through the de-designation, the City would no longer be responsible for construction of the area removed from the Major Thoroughfare Plan.

Councilmember Ramos moved to adopt the proposed Ordinance. Councilmember Clamp seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, Taylor, Ramos, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, Clamp and Mayor Castro. **NAYS:** None. **ABSENT:** None.

The City Clerk read the following Resolution:

CONTINUED

Item 25. A RESOLUTION DIRECTING THE PLANNING AND DEVELOPMENT SERVICES DEPARTMENT TO INITIATE A CHANGE IN THE ZONING DISTRICT BOUNDARY OF APPROXIMATELY 1.3 ACRES LOCATED AT 6735 LENDELL DR AND 6676 UTSA BOULEVARD TO A USE COMPATIBLE WITH THE EXISTING SURROUNDING LAND AS REQUESTED BY COUNCILMAN REED WILLIAMS, DISTRICT 8.

Councilmember Williams moved to continue the proposed Resolution. Councilmember Rodriguez seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, Taylor, Ramos, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, Clamp and Mayor Castro. **NAYS:** None. **ABSENT:** None.

CONSENT ZONING

Councilmember Clamp made a motion to approve the following re-zoning cases, noting that Staff and Zoning Commission recommendation were to approve and that no citizens had registered to speak: P-2, Z-4, Z-5, Z-6, and Z-7. Councilmember Ramos seconded the motion.

Jack M. Finger expressed concern with Item Z-1 noting that staff had recommended denial and that the commercial district was too intense for the area. He spoke in opposition to the Transitional Home in Item Z-2 due to its location among residential homes. He spoke against the bar/tavern in Item Z-6 and the Daycare Center in Item Z-7.

Councilmember Chan stated that for Item Z-6, the existing property would be utilized as a bar/tavern but had various restrictions and would not allow live entertainment. She noted that they would not have outdoor events or flashing marquees or blinking signs.

2009-08-20-0665

Item P-2. **PLAN AMENDMENT (Districts 7 & 8):** An Ordinance amending the Huebner/Leon Creeks Community Plan, a component of the Master Plan of the City, for approximately 4.9 square miles in the area generally bound by Prue Road to the north, Babcock Road to the east, Huebner Road and Eckert Road to the south, and Bandera Road to the west. Staff and Planning Commission recommend Approval.

2009-08-20-0666

Item Z-4. **ZONING CASE # Z2009120 (District 7):** An Ordinance amending the Zoning District Boundary from "I-1" General Industrial District to "C-3" General Commercial District on 0.07 of an acre out of Lot 3, Block 5, NCB 18575 located at 7824 Mainland Drive (Suite 104 and 105). 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: 0.07 OF AN ACRE OUT OF LOT 3, BLOCK 5, NCB 18575 TO WIT: FROM "I-1" GENERAL INDUSTRIAL DISTRICT TO "C-3" GENERAL COMMERCIAL DISTRICT.

2009-08-20-0667

Item Z-5. **ZONING CASE # Z2009118 S (District 8):** An Ordinance amending the Zoning District Boundary from "C-2 GC-1 MLOD-1" Commercial Hill Country Gateway Corridor Military Lighting Overlay District-1 to "C-2 S GC-1 MLOD-1" Commercial Hill Country Gateway Corridor Military Lighting Overlay District-1 with a Specific Use Authorization for a Hotel on 1.27 acres out of Lot 131, Block 1, NCB 18338 located on the west side of IH 10, approximately 700 feet north of Steeple Park. 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: 1.27 ACRES OUT OF LOT 131, BLOCK 1, NCB 18338 TO WIT: FROM "C-2 GC-1 MLOD-1" COMMERCIAL HILL COUNTRY GATEWAY CORRIDOR MILITARY LIGHTING OVERLAY DISTRICT-1 TO "C-2 S GC-1 MLOD-1" COMMERCIAL HILL COUNTRY GATEWAY CORRIDOR MILITARY LIGHTING OVERLAY DISTRICT-1 WITH A SPECIFIC USE AUTHORIZATION FOR A HOTEL PROVIDED ALL CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

2009-08-20-0668

Item Z-6. **ZONING CASE # Z2009101 S ERZD (District 9):** An Ordinance amending the Zoning District Boundary from "C-2 ERZD" Commercial Edwards Recharge Zone District to "C-2 S ERZD" Commercial Edwards Recharge Zone District with a Specific Use Authorization to allow a bar/tavern on 0.0509 of an acre out of NCB 18218 located at 3111 TPC Parkway, #106. 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: 0.0509 OF AN ACRE OUT OF NCB 18218 TO WIT: FROM "C-2 ERZD" COMMERCIAL EDWARDS RECHARGE ZONE DISTRICT TO "C-2 S ERZD" COMMERCIAL EDWARDS RECHARGE ZONE DISTRICT WITH A SPECIFIC USE AUTHORIZATION TO ALLOW A BAR/TAVERN PROVIDED ALL CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

2009-08-20-0669

Item Z-7. **ZONING CASE # Z2009121 S (District 10):** An Ordinance amending the Zoning District Boundary from "R-6" Residential Single-Family District to "R-6 S" Residential Single-Family District with a Specific Use Authorization for a Daycare Center on Lot 42, Block 1, NCB 16464 located at 14207 Higgins 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: LOT 42, BLOCK 1, NCB 16464 TO WIT: FROM "R-6" RESIDENTIAL SINGLE-FAMILY DISTRICT TO "R-6 S" RESIDENTIAL SINGLE-FAMILY DISTRICT WITH A SPECIFIC USE AUTHORIZATION FOR A DAYCARE CENTER PROVIDED ALL CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

The motion to approve the Consent Zoning Items prevailed by the following vote: **AYES:** Cisneros, Taylor, Ramos, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, Clamp and Mayor Castro. **NAYS:** None. **ABSENT:** None.

ZONING ITEMS FOR INDIVIDUAL CONSIDERATION (continued)

CONTINUED

Item P-1. **PLAN AMENDMENT # PA09017 (District 2):** An Ordinance amending the land use plan contained in the Arena District/Eastside Community Plan, a component of the Master Plan of the City, by changing the use on 4.156 acres located at 301 Yucca Street from Institutional land use to Mixed Use land use. Staff and Planning Commission recommend approval. (Associated Zoning Case: #Z2009129)

CONTINUED

Item Z-1. **ZONING CASE # Z2009129 (District 2):** An Ordinance amending the Zoning District Boundary from "MF-33" Multi-Family District to "C-3" General Commercial District on 4.156 acres out of Block 1, NCB 7457 and Block 19, NCB 1550 located on the south side of Martin Luther King Drive, between Lacey and Robeson. Staff recommends denial. Zoning Commission recommendation pending the August 18, 2009 public hearing.

CONTINUED

Item Z-2. **ZONING CASE # Z2009130 S (District 2):** An Ordinance amending the Zoning District Boundary from "MF-33" Multi-Family District to "C-3 S" General Commercial District

with a Specific Use Authorization for a Correctional Facility (Transitional Home) on 4.914 acres out of Block 16, NCB 1546 and Block 20, NCB 1551 located on the north side of Yucca Street, between Hallie Avenue and Robeson. Staff recommends denial. Zoning Commission recommendation pending the August 18, 2009 public hearing.

Councilmember Taylor moved to continue Items P-1, Z-1 and Z-2 to September 3, 2009. Councilmember Clamp seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, Taylor, Ramos, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, Clamp and Mayor Castro. **NAYS:** None. **ABSENT:** None.

WITHDRAWN

Item Z-3. **ZONING CASE # Z2009025 S (District 2):** An Ordinance amending the Zoning District Boundary from "C-2" Commercial District to "C-2 S" Commercial District with a Specific Use Authorization for a Pay Day Loan Agency on the north 75 feet of Lots 13A through 16A and the north 75 feet of Lots 13B through 16B, Block 3, NCB 6337 located at 316 North New Braunfels Avenue. Staff and Zoning Commission recommend Approval.

Chris Looney stated that the applicant had withdrawn said item. No action was necessary.

CONTINUED

Item Z-8. **ZONING CASE # Z2009115 (District 10):** An Ordinance amending the Zoning District Boundary from "R-6" Residential Single-Family District to "C-2 NA" Commercial District, Nonalcoholic Sales (on 1.081 acres) and "C-3 R" General Commercial District, Restrictive Alcohol Sales (on 0.784 of an acre) on Parcel 30-C, NCB 15680 (0.0352 of an acre) and the south 61.72 feet of Lot 29, Block 5, NCB 17365; 1.081 acres out of NCB 15680 and NCB 17365 (CB 5014); and 0.559 of an acre out of NCB 15680 (CB 5014) located in the 13000 and 14000 blocks of Bulverde Road. Staff recommends Denial of "C-3 R" on 0.784 of an acre, Approval of "C-2" on 1.081 acres; with an alternate recommendation of "C-2" on the entire subject property. Zoning Commission recommends Approval of "C-3 R" for Parcel 30-C, NCB 15680 (0.0352 of an acre) and the south 61.72 feet of Lot 29, Block 5, NCB 17365; and Approval of "C-2 NA" for the remainder of the subject property.

Councilmember Clamp moved to continue said item to September 3, 2009. Councilmember Chan seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, Taylor, Ramos, Medina, Lopez, Rodriguez, Williams, Chan, Clamp and Mayor Castro. **NAYS:** None. **ABSENT:** Cortez.

POINT OF PERSONAL PRIVILEGE

Councilmember Clamp recognized Geri Garcia who photographed the McAllister Little League Team for the banner that was presented earlier. He wished the team good luck on their next game.

Mayor Castro recessed the meeting at 2:40 pm and stated that the meeting would resume at 6:00 pm for Citizens to be Heard.

CITIZENS TO BE HEARD

Mayor Castro reconvened the meeting at 6:05 pm and called upon individuals registered to speak.

Faris Hodge, Jr. expressed concern with Milton Lee's bonus of CPS Energy and that CPS Energy Board Meetings did not allow citizens to be heard. He stated that the City should not purchase additional Police Vehicles for FY 2010 and that the Citizens to be Heard portion of City Council Meetings should be televised. He requested that the Alamodome be named after him and that additional security be provided in the Museum Reach of the Riverwalk. He asked that the sidewalks around Travis Park be washed daily and thanked city staff for conducting Budget Hearings at 6:30 pm. He expressed concern with the District 2 Budget Hearing, noting that he and Ms. Harris, a handicapped individual, had not been called in the order they registered to speak.

Emilio Vasquez, Jr. stated that he was a professional floral designer by trade. He noted that he had a dream that an earthquake had occurred in Downtown San Antonio and was working with the Police Department regarding same.

Rhett Smith also requested that the Citizens to be Heard portion of Council Meetings be televised. He stated that he served on a subcommittee of the Inter-Religious Council of San Antonio and they focused on Hate Speech Broadcasting. He explained that these individuals were allowed to broadcast racial slurs and prejudice toward ethnic groups and religions. He asked the City Council to consider passing a Hate Speech Ordinance.

Anna Roberts spoke on behalf of the Eastlawn Harvard Place Neighborhood Association and expressed concern with the Animal Care Services Department. She stated that she had attended the Council Meeting two weeks ago and requested that Animal Care Officers spend more time picking up stray and abandoned animals throughout the East, South and West sides of the City. She expressed concern with the small amount of kennels and cages at the new Animal Care Facility and lack of response to her concerns.

Nick Calzoncit spoke of the rapid growth of Spanish Language throughout the City. He stated that the Alamo Heights School District would soon be graduating a class of students that had been educated completely in Spanish. He noted that being fluent in Spanish was vital and that these individuals would control the financial institutions of the City. He requested that the City create a Peace and Non-Violence Department in coordination with the Independent School Districts. He asked that City Services regarding relationships, hiring, and promotions among minorities and females be evaluated.

Raymond Zavala expressed concern with the lack of railings in Main Plaza. He spoke of Mario Farias Park in District 1 and noted that there was a safety issue due to the lack of shade in the

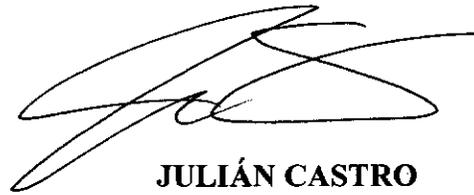
park. He spoke of the Dallas Cowboys Training Camp and expressed concern with the lack of revenue from their contract with the City.

Alice Canestaro-Garcia of Energia Mia expressed concern with CPS Energy's proposed expansion of the South Texas Nuclear Project but thanked CPS Energy for educating the citizenry. She spoke of the lack of green jobs in the City and asked that Energia Mia be allowed to provide information regarding nuclear energy to the public through the City's Library System.

ADJOURNMENT

There being no further discussion, Mayor Castro adjourned the meeting at 6:35 pm.

A P P R O V E D



**JULIÁN CASTRO
MAYOR**

Attest:



**LETICIA M. VACEK
City Clerk**