STATE OF TEXAS
COUNTY OF BEXAR
CITY OF SAN ANTONIO


The San Antonio City Council convened in a Work Session at 2:00 pm Wednesday, March 31, 2010, Municipal Plaza Building with the following Councilmembers present: Cisneros, Taylor, Ramos, Cantu, Medina, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro.

1. QUARTERLY UPDATE ON THE 2007-2012 BOND PROGRAM

Terrell McCombs, Chair of the Joint City/County Citizens Bond Oversight Commission reported that the Bond Program would be the largest and most successful program in the city’s history. Mike Frisbie, Director of the Capital Improvements Management Services (CIMS) Department provided a status of the 2007 Bond Program, noting that of 150 projects, 24 projects were complete; 40 projects were under construction; and two were approved for funding. He added that 69 were under design and 12 were being advertised for Construction, while three projects were requiring funding agreements. He noted that the plan for FY 2010 called for 11 more completed projects with 53 additional projects to start construction and $195 million to be spent. He outlined the 37 projects in the final design phase.

Mr. Frisbie presented a screen shot of the online dashboard that is accessible to the public and provides the status of all bond projects. He spoke of the six projects that will still be in construction after 2011 and noted that they will look to have them completed by June, 2012. He provided project outcomes for each Council District that included 250,000 patrons being served per year at the Mission Library and the alleviation of flooding for area residents with the Medina Base Road Project.

Mr. Frisbie provided Small Business Economic Development Advocacy (SBEDA) results and noted that 305 prime and sub consultants were participating in bond projects. He reported that 187 were SBEDA Firms (61%) and 230 were Local Firms (75%). He spoke of the process improvements implemented by CIMS including payment to general contractors and subcontractors within an average of 22 days. He referenced the Design Guide Manual that incorporated improved specifications and the enhanced bidding process. He mentioned that the bidding environment has greatly improved through more bidders and good pricing.

Mr. Frisbie stated that the Bond Program has been successful due to the collaboration with 13 City Departments; 8 Utility Companies; and 222 Design Consultants. He reported that strategies for continued success would include the shifting of staff from other departments and coordinating monthly meetings with SAWS and CPS Energy. He outlined the colors of the pie chart on the website dashboard.

Mayor Castro thanked the Committee and staff for their work. He expressed his appreciation for the efficiency of the bond program and noted that it instills confidence in the community and be of great value with the next bond issue election. Councilmember Cisneros recognized Cesar Chavez for his dedication and service to others. She asked of the Blanco Road Project. Mr. Frisbie stated that they had
anticipated receiving future federal funding that had not materialized. He noted that they had scoped the project with the available funds and would prepare the corridor for future funding. Councilmember Cisneros noted that it was important to communicate staff’s efforts with the neighborhood leadership and residents. She spoke of the need to begin discussions on the future Bond Program and organizing the effort among the community.

She spoke of basic infrastructure needs to include Americans with Disabilities Act (ADA) built sidewalks and mentioned that there were over 1,000 vacant parcels of land in District 1. She recognized and thanked the members of the Bond Oversight Commission. Councilmember Ramos thanked Mr. Frisbie for the photo of the demolition of the area for the Mission Drive-In Library Project and stated that she was pleased with the progress. She asked of the planning timeline for the 2007 Bond Program. Ms. Sculley replied that planning had taken place 15 months prior and that planning for a 2012 Bond Election should begin one year from now. Councilmember Ramos asked of the amount of the next bond program. Ms. Sculley replied that it would be similar to the 2007 Bond Program.

Councilmember Ramos expressed concerns received by small business owners that had encountered issues with the prime contractor. Mr. Frisbie stated that prime contractors did not have the ability to change subcontractors without approval from the CIMS and Economic Development Directors. Councilmember Ramos referenced the projects that were behind schedule and asked of the percentage of projects that would be completed prior to the next 2012 Bond Election. Mr. Frisbie noted that the goal was to complete all of the projects but referenced the projects scheduled for completion beyond June 2012. Ms. Sculley added that it was important to note that due to Federal Funding and other issues, some of the projects had been scheduled for completion after June 2012.

Councilmember Taylor thanked the Committee and staff for their work on the Bond Program. She spoke of the city’s proactive approach to investing in infrastructure. She expressed concern regarding the bond program’s African American Business Enterprise goals, noting that there should be more outreach and she would be willing to assist in the efforts. She asked that staff review neighborhood plans when developing the next bond program. She noted that there should be a balance among reinvestment in the inner city and suburban areas. Mayor Castro asked of the cost savings due to receiving lower bids. Mr. Frisbie stated that they would be able to determine cost savings once the projects were completed. He added that the bids for street and drainage bids were 20% less than projected but were utilizing the funds to maximize the projects.

Mayor Castro asked of the balance of projects that were at full scope. Ms. Sculley replied that most of the projects needed more scope and that the funds could only be spent within their designated category. She stated that the Council would have a policy discussion in regard to project balances but could not determine which projects would have additional funds at this time. Mayor Castro requested a status report on the project expenditures. Mayor Castro concurred with Councilmember Cisneros for the need to begin discussions regarding the 2012 Bond Program.

2. UPDATE ON THE CAMP BULLIS JOINT LAND USE STUDY INITIATIVES

Deputy City Manager Pat DiGiovanni mentioned that Jim Cannizzo, Esq., Environmental Attorney Advisor and Phil Reidinger, Public Affairs Officer of Fort Sam Houston were present. He stated that in August, 2008, the City Council had approved seven initiatives to protect and preserve Camp Bullis and the Joint Land Use Study (JLUS) had been subsequently approved by the City Council in June, 2009.
He noted that Mayor Castro had issued a memo in July, 2009 outlining nine immediate action initiatives including several initiatives prioritized by the military. He reported that six of the original seven initiatives were complete and the last initiative, Regional Habitat Conservation Plan, would be completed in November, 2011. He provided a status of the nine action initiatives, noting that the issue of Habitat Mitigation Credits had been added and was scheduled for completion in December, 2010.

Mr. DiGiovanni reported that the Camp Bullis Preservation Partnership had been formed on December 8, 2009 and meet on a quarterly basis. He stated that the lighting overlay had been extended from three to five miles and spoke of the amendment to the Tree Preservation Ordinance. He reported that Phase I had been adopted by the City Council on October 29, 2009 and created a buffer around the regulatory floodplain 60-feet wide in the Edwards Recharge Zone and 30-feet wide elsewhere in the City and Extra Territorial Jurisdiction (ETJ). He noted that the intent was to preserve trees on steep slopes greater than 20%. He added that Phase 2 would develop tree canopy standards.

Mr. DiGiovanni verified compliance with the Endangered Species Act, noting that the City adopted an ordinance that requires that a habitat compliance form be completed as a part of the development application process. He spoke of the voluntary real estate disclosure and stated that the Matrix Design Group recommended mandatory disclosure but the city did not have the authority to enact mandatory disclosure. However, the San Antonio Board of Realtors (SABOR), Army, and the City collaborated on voluntary disclosure language and SABOR has posted the language on their website and with the city’s link.

Mr. DiGiovanni noted the Land Use Study for the area around Camp Bullis to ensure compatible land use to preserve the mission of Camp Bullis. He reported that the city had provided Camp Bullis with 1,100 acres of mitigation credit from land near Government Canyon and that endangered species habitat surveys were currently being completed on five City Parks. He stated that the US Fish and Wildlife Services would evaluate results and possible mitigation credit and should be completed by December, 2010. He spoke of the CPS Energy retrofit of streetlights and security lights within three miles of Camp Bullis at a cost of $1.4 million to include expressway lights, whiteway and residential street lights, and security lights on private property and subdivisions. He added that they were working with Bexar County to identify funding to retrofit out to five miles at an additional cost of $1.4 million that would take approximately six months.

Mr. DiGiovanni stated that they encouraged creation of a Joint Airport Zoning Board (JAZB) for regulating land use around the airstrip on Camp Bullis. He reported that the JAZB concept would be addressed in the North Sector Land Use Plan and that there would be ongoing discussion with the Camp Bullis Preservation Partnership Group. Lastly, he spoke of the study of federally listed endangered species.

Mayor Castro stated that the Council is serious about protecting the mission of Camp Bullis and was pleased with the progress thus far. He asked of the additional $1.4 million needed for the lighting retrofits. Mr. DiGiovanni replied that staff was working with Bexar County to identify funds. He added that anything beyond the three mile radius would be the city’s responsibility. Mayor Castro noted that it was important to collaborate with others including Bexar County, CPS Energy and SAWS on the project and expense. He stated that there would be significant benefits in land protection specifically due to the Tree Preservation Ordinance. He recognized Jim Cannizzo from Fort Sam Houston/Camp Bullis. Mr. Cannizzo stated that they were pleased with the great amount of progress over the past 18 months to
protect their operations. He noted that due to mitigation credits provided by the city, they now had a 40-acre staging area next to their airfield. Mayor Castro thanked Mr. Cannizzo for his support and collaboration.

Councilmember Williams stated that the efforts were well-organized and recognized the military for their cooperation and support. He spoke of the progress from mitigation to preservation through the Tree Preservation Ordinance and noted that they would continue to work on noise attenuation. He stated that the Regional Habitat Conservation Plan was a long-term project that would benefit future organized development around Camp Bullis.

Councilmember Ramos thanked staff for their work and asked of the JAZB and landing strip. Mr. DiGiovanni noted that it was strictly for the military. Councilmember Ramos asked of the possibility of including all airports in next legislative session. Robert Murdock replied that the City has zoning authority around Stinson Airport. Jesus Garza added that there was a provision in the Unified Development Code that allows the Zoning Commission to serve as the JAZB for Stinson Airport. Councilmember Ramos thanked staff and requested a map of the area.

Councilmember Clamp asked of the voluntary real estate disclosure. Mr. DiGiovanni stated that it was currently in the hands of the San Antonio Board of Realtors (SABOR). Mr. Garza added that staff had met with SABOR and they posted the voluntary disclosure on their website. Councilmember Clamp expressed his appreciation for the cooperation among all entities. Councilmember Chan thanked staff for their work and noted the efficiency of the effort. She recognized Mayor Castro for his leadership and thanked the military for their cooperation and support. She asked of the schedule for the parks to be surveyed for mitigation credits. Mr. DiGiovanni stated that the survey would take place from April 15-May 15 and would be submitted to the Texas Department of Fish and Wildlife. Kristyl Smith stated that they projected a response by December. Councilmember Chan asked of the scope of the North Sector Land Use Study. Patrick Howard stated that they had held several community meetings and the process was moving forward. He noted that they were reviewing land use recommendations and compatibility standards. He added that they were on schedule to bring the item to the City Council in June and that said recommendations would result in changes to the land uses.

Councilmember Lopez asked of the Lackland JLUS. Robert Murdock stated that Bexar County is the lead on the Lackland JLUS and the city has provided recommendations from the Camp Bullis JLUS to the consultants. Councilmember Lopez noted that it was important for the city to remain extremely engaged in the process. Mayor Castro recognized Robyn Locke of the Board of Realtors. Ms. Locke noted that she was working with Jesus Garza and would be placing a map on the website so that all are aware if the properties are within the area that requires disclosure. She expressed concern with the possibility of mandatory disclosure. Mr. DiGiovanni replied that the issue resides with the Implementation Committee and if they felt that the disclosure component was satisfied, then they would not pursue mandatory disclosure. She asked of the means for measurement of the requirements. Mr. DiGiovanni stated that the issues would be discussed at the committee level and would follow up. Mayor Castro stated that it was important for the entire community to protect Camp Bullis.

There being no further discussion, Mayor Castro adjourned the meeting at 3:52 pm.
The San Antonio City Council convened in a Regular Meeting on Thursday, **April 1, 2010** 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: Cisneros, Taylor, Ramos, Cantu, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro. **ABSENT:** Medina.

**Item 1.** The Invocation was delivered by Father Edvin Rodriguez, Associate Pastor, St. Bonaventure Catholic Church, guest of Temporary Acting Councilmember Leticia Cantu, District 4.

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

**POINT OF PERSONAL PRIVILEGE**

Mayor Castro reminded everyone that today was National Census Day and that everyone should complete and mail their Census forms. He noted the importance of being counted in order to be able to receive resources for San Antonio. He read a Proclamation in recognition of National Census Day.

**Item 3. MINUTES**

Councilmember Cisneros moved to approve the Minutes for the Regular City Council Meeting of March 11, 2010. Councilmember Rodriguez seconded the motion.

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

**ITEMS FOR INDIVIDUAL CONSIDERATION**

The City Clerk read Item 4:

**2010-04-01-0242**

**Item 4. PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE AUTHORIZING THE CLOSURE, VACATION, AND ABANDONMENT OF A PORTION OF WYOMING STREET PUBLIC RIGHT OF WAY LOCATED BETWEEN SOUTH GEVERS AND SOUTH WALTERS STREETS ADJACENT TO NCB 1455 IN COUNCIL DISTRICT 2, AS REQUESTED BY ALAMO COLLEGES FOR A FEE OF $98,194.00.**

Mayor Castro opened the public hearing.

Marcia Orlandi of the CIMS Department stated that the Alamo Colleges requested to close 1.8064 acres of Wyoming Street. She noted that the right of way was within the St. Philip’s College campus and that Alamo Colleges owned all of the abutting properties. If the closure was approved, Alamo Colleges would utilize the area as a walkway and it would create a pedestrian-friendly environment. She added that the city would collect $98,194 for the closure and staff recommended approval.
Nazirite Ruben Flores Perez spoke in support of Item 4 noting that it was a safe and quiet area.

Jack M. Finger spoke in opposition to the closure of Wyoming Street and stated that it had extensions that led into the neighborhood. He expressed concern that individuals traveling on the street would have to detour.

Councilmember Taylor stated that St. Philip’s is a good asset for the city and a jewel for the Eastside. She spoke in support of making the campus more pedestrian-friendly and partnering with St. Philip’s college in relation to Eastside Reinvestment. She asked if staff would direct the funds received from the closure toward revitalization initiatives. Sheryl Sculley replied that the Council would review the possibility but currently, right-of-way funds are directed to the General Fund. Councilmember Ramos recognized Alamo Colleges for their work in the community. She added that the disbursement of funds was a policy discussion that needed to occur. Councilmember Clamp stated that he was in support of reallocating funds from the sale of an asset to another investment account for use by that district or other revitalization efforts.

Mayor Castro closed the public hearing.

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

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

CONSENT AGENDA-ITEMS 5-39

Consent Agenda Items 10, 12, 18, 19, 20, 27, 31, 34, and 35 were pulled for Individual Consideration. It was noted that Item 28E was pulled from the agenda by staff.

Councilmember Clamp moved to approve the remaining Consent Agenda Items. Councilmember Ramos seconded the motion.

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

Jack M. Finger spoke in opposition to Neighborhood Commercial Revitalization Project contracts with the Tobin Hill Community Association and St. Mary’s University Neighborhood Development Corporation (Item 31). He expressed concern with the funds that would be provided to the Centro Alameda (Item 34), noting that the too much money had already been provided to the organization and that the museum lacked attendance.

Faris Hodge, Jr. submitted written testimony in support of Items 5-18. For Item 19, he wrote that the City should charge El Centro del Barrio more than $1.00 per year for rent. He wrote in opposition of Items 32-34.

The motion to approve the remaining Consent Agenda Items prevailed by the following vote: AYES: Cisneros, Taylor, Ramos, Cantu, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro. NAYS: None. ABSENT: Medina.
2010-04-01-0243

Item 5. AN ORDINANCE ACCEPTING BIDS FOR THE FOLLOWING CONTRACTS IN THE ESTIMATED ANNUAL AMOUNT OF $529,000.00: (A) SOUTHWEST WHEEL FOR TRAILER PARTS AND SERVICE, (B) GALAXIE BODY WORKS, INC. FOR EMS VEHICLE BODY AND REPAIR SERVICES, (C) ARROW ENERGY, INC. FOR BULK JET-A FUEL, (D) RED MCCOMBS TOYOTA FOR TOYOTA AUTOMOTIVE PARTS AND SERVICE, (E) BENSON HONDA FOR HONDA AUTOMOTIVE PARTS AND SERVICE, (F) TRU GREEN LAWN CARE FOR TURF MAINTENANCE, (G) GREATER SAN ANTONIO TRANSPORTATION COMPANY FOR SUPPLEMENTAL TAXI SERVICES FOR SENIORS AND CITIZENS WITH NON-EMERGENCY MEDICAL NEEDS.

2010-04-01-0244

Item 6. AN ORDINANCE AUTHORIZING THE CITY TO UTILIZE A COOPERATIVE CONTRACT WITH SIMPLEXGRINNELL TO PROVIDE THE PURCHASING AND GENERAL SERVICES DEPARTMENT WITH ALL MATERIAL, LABOR, EQUIPMENT AND SUPPLIES FOR UPGRADING THE EXISTING FIRE ALARM AT MUNICIPAL PLAZA AND THE FIRE ALARM AND SPRINKLER SYSTEM AT CITY HALL FOR A TOTAL COST OF $523,407.23, FUNDED WITH CERTIFICATES OF OBLIGATION.

2010-04-01-0245

Item 7. AN ORDINANCE ACCEPTING THE OFFER FROM ASCENSION, A DIVISION OF AGM CONTAINER CONTROLS, INC., TO PROVIDE THE CONVENTION, SPORTS AND ENTERTAINMENT FACILITIES WITH VERTICAL PORTABLE WHEELCHAIR LIFTS FOR A TOTAL COST OF $70,419.00, AVAILABLE WITHIN THE HOTEL OCCUPANCY TAX IMPROVEMENT AND CONTINGENCY FUND.

2010-04-01-0246

Item 8. AN ORDINANCE AUTHORIZING CONTRACTS WITH DEA SPECIALTIES CO., LTD. FOR THE PURCHASE AND INSTALLATION OF 1 OPERABLE PANEL PARTITION, AND FOR THE REFINISHING AND REPAIRS OF 226 OPERABLE PANEL PARTITIONS AND ASSOCIATED COMPONENTS AT THE CONVENTION CENTER FOR A TOTAL COST OF $313,180.00, AVAILABLE WITHIN THE HOTEL OCCUPANCY TAX CAPITAL IMPROVEMENT FACILITIES FUND.

2010-04-01-0247

Item 9. AN ORDINANCE AUTHORIZING A CONTRACT WITH MICHIGAN TUBE SWAGERS AND FABRICATORS, INC. (MTS SEATING) TO PROVIDE THE CONVENTION, SPORTS AND ENTERTAINMENT FACILITIES WITH THE PURCHASE OF 8,600 BANQUET CHAIRS FOR A TOTAL COST OF $680,349.20, AVAILABLE WITHIN THE HOTEL OCCUPANCY TAX IMPROVEMENT AND CONTINGENCY FUND.

2010-04-01-0249

Item 11. AN ORDINANCE AUTHORIZING TWO SAN ANTONIO WATER SYSTEM (SAWS) CHANGE ORDERS, IN THE INCREASED AMOUNT OF $85,238.75 TO THE $4,932,891.42 CONSTRUCTION CONTRACT WITH V.K. KNOWLTON, LTD., ALL OF WHICH WILL BE REIMBURSED BY SAWS, FOR THE ANSLEY PHASE I AND COMMERCIAL TRIBUTARY
PHASE I, AUTHORIZED 2005 STORM WATER REVENUE BOND AND HOUSING AND URBAN DEVELOPMENT 108 LOAN PROGRAM FUNDED PROJECTS LOCATED IN COUNCIL DISTRICTS 3 AND 4.

2010-04-01-0251
Item 13. AN ORDINANCE AUTHORIZING AMENDMENTS IN THE INCREASED AMOUNT UP TO $261,778.20 TO THE $28,849,032.04 PROFESSIONAL SERVICES AGREEMENT WITH 3D/INTERNATIONAL, OF WHICH $35,000.00 WILL BE REIMBURSED BY THE GENERAL SERVICES ADMINISTRATION FOR DESIGN AND CONSTRUCTION ADMINISTRATION SERVICES FOR THE RE-Routing OF TELECOMMUNICATION CABLES UNDER TERMINAL 2 AND THE TERMINAL B TRANSPORTATION SECURITY ADMINISTRATION TENANT FINISH OUT AT THE SAN ANTONIO INTERNATIONAL AIRPORT, LOCATED IN COUNCIL DISTRICT 9.

2010-04-01-0252
Item 14. AN ORDINANCE AWARDING A CONSTRUCTION CONTRACT TO CLARK CONSTRUCTION OF TEXAS, INC. IN THE AMOUNT OF $1,666,305.02 FOR HOT PAVER-LAID MICRO-SURFACE PROJECTS RELATED TO THE FY 2010 STREET MAINTENANCE PROGRAM LOCATED IN COUNCIL DISTRICTS 1, 5, 9, AND 10.

2010-04-01-0253
Item 15. AN ORDINANCE AUTHORIZING A CHANGE ORDER IN THE INCREASED AMOUNT OF $1,094,926.56 TO THE $4,379,706.25 CONSTRUCTION CONTRACT AND EXTEND THE ORIGINAL CONTRACT EXPIRATION DATE TO SEPTEMBER 30, 2011, WITH EZ-BEL CONSTRUCTION, LLC FOR COMPLETION OF THE FY 2009-2010 INDEFINITE DELIVERY CONTRACT.

2010-04-01-0254
Item 16. AN ORDINANCE AWARDING AN INDEFINITE DELIVERY CONTRACT TO PRONTO SANDBLASTING & COATING & OIL FIELD SERVICES CO., INC. IN AN AMOUNT UP TO $3,198,370.00 FOR THE 2010-2011 INDEFINITE DELIVERY CONTRACT PACKAGE IV FOR PUBLIC WORKS INFRASTRUCTURE MAINTENANCE AND CONSTRUCTION PROJECTS.

2010-04-01-0255
Item 17. AN ORDINANCE AUTHORIZING A CONSTRUCTION CONTRACT WITH J3 EXCAVATION COMPANY, LLC, IN THE AMOUNT OF $5,349,020.00 TO CONSTRUCT STREET, DRAINAGE, TRAFFIC AND PEDESTRIAN ACCESS RELATED PROJECTS FOR THE 2010-2011 INDEFINITE DELIVERY CONTRACT PACKAGE V PUBLIC WORKS INFRASTRUCTURE MAINTENANCE AND CONSTRUCTION PROJECTS.

2010-04-01-0259
Item 21. AN ORDINANCE AUTHORIZING THE ACQUISITION, THROUGH NEGOTIATION OR CONDEMNATION, OF FEE SIMPLE TITLE FOR ONE PARCEL OF PRIVATELY OWNED REAL PROPERTY LOCATED IN NCB 12007, AT THE CORNER OF COMMERCE AND CALLAGHAN ROAD IN CITY COUNCIL DISTRICT 7, FOR REPLACEMENT OF THE EXISTING NORTHWEST SERVICE CENTER; DECLARING IT TO BE A PUBLIC PROJECT; DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION; AUTHORIZING AN EXPENDITURE OF $2,980,000.00
FOR THE ACQUISITION, AVAILABLE FROM AUTHORIZED CERTIFICATES OF OBLIGATION; AND AMENDING THE FY 2010-2015 CAPITAL BUDGET TO UPDATE THE SPENDING PLAN FOR CERTIFICATE OF OBLIGATION PROJECTS.

2010-04-01-0260

Item 22. AN ORDINANCE AUTHORIZING THE ACQUISITION THROUGH NEGOTIATION, DEDICATION OR CONDEMNATION OF FEE SIMPLE TITLE OR EASEMENT INTEREST OF A PORTION OF PRIVATELY OWNED REAL PROPERTY LOCATED IN NCBS 4920, 4920A, 4955, 17727, 17728, 18141, 34910, 34919, 34920, 34921, 34922, 34923 AND 34956, IN COUNCIL DISTRICT 10 FOR THE BULVERDE ROAD LOOP 1604 TO EVANS ROAD PROJECT, A 2007-2012 BOND PROJECT; DECLARING IT TO BE A PUBLIC PROJECT; AND DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION.

2010-04-01-0261

Item 23. AN ORDINANCE AUTHORIZING A MEMORANDUM OF AGREEMENT BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT TO ALLOW THE UNIVERSITY HEALTH SYSTEM TO ADMINISTER IMMUNIZATIONS FOR SPECIFIC VACCINES, TO POSTPARTUM WOMEN AND THEIR HOUSEHOLD AND CLOSE CONTACTS FOR THE TERM OF FEBRUARY 1, 2010 THROUGH DECEMBER 31, 2010.

2010-04-01-0262

Item 24. AN ORDINANCE AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION FOR A PUBLIC HEALTH PREVENTION SPECIALIST TO SERVE IN THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT FOR A TWO-YEAR PERIOD BEGINNING IN OCTOBER 2010; AND AUTHORIZING A CONTRACT WITH THE CENTERS FOR DISEASE CONTROL AND PREVENTION (CDC).

2010-04-01-0263

Item 25. AN ORDINANCE AUTHORIZING THE SUBMISSION OF A GRANT RENEWAL APPLICATION TO THE U.S DEPARTMENT OF HEALTH AND HUMAN SERVICES, HEALTH RESOURCES & SERVICES ADMINISTRATION AND THE ACCEPTANCE OF GRANT FUNDS IN AN AMOUNT UP TO $750,000.00 FOR THE HEALTHY START INITIATIVE FOR THE PERIOD JUNE 1, 2010 TO MAY 31, 2011.

2010-04-01-0264


Item 28. CONSIDERATION OF THE FOLLOWING BOARD, COMMISSION AND COMMITTEE APPOINTMENTS FOR THE REMAINDER OF UNEXPIRED TERMS OF OFFICE TO EXPIRE MAY 31, 2011, TO BE EFFECTIVE IMMEDIATELY UPON THE RECEIPT OF EIGHT AFFIRMATIVE VOTES, OR, IN THE EVENT EIGHT AFFIRMATIVE VOTES ARE NOT
RECEIVED, TEN DAYS AFTER APPOINTMENT; OR FOR TERMS AND EFFECTIVENESS AS OTHERWISE INDICATED BELOW:

A. REAPPOINTING GREGORY C. CUNNINGHAM (AT-LARGE, CATEGORY: BUSINESS REPRESENTATIVE), DAVID T. DENTON (AT-LARGE, CATEGORY: NEIGHBORHOOD ASSOCIATION, MAHNCKE PARK), AND RICHARD LEAL (AT-LARGE, CATEGORY: BUSINESS REPRESENTATIVE) AND APPOINTING MARIE STOUT (AT-LARGE, CATEGORY: NEIGHBORHOOD ASSOCIATION, GOVERNMENT HILL ALLIANCE) TO THE FORT SAM HOUSTON ADVISORY BOARD.

2010-04-01-0266


C. CONFIRMING THE REAPPOINTMENT BY THE CITY MANAGER OF ERNEST G. ESPINOZA FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE DECEMBER 19, 2012, TO THE FIRE FIGHTERS' AND POLICE OFFICERS' CIVIL SERVICE COMMISSION.

D. APPOINTING ELIZABETH RIOJAS (DISTRICT 5) TO KEEP SAN ANTONIO BEAUTIFUL, INC. FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE DECEMBER 22, 2010.

ITEM 28E-PULLED FROM THE AGENDA

E. APPOINTING LARRY P. MEADS (DISTRICT 5, CATEGORY: MASTER ELECTRICIAN UNION) TO THE ELECTRICAL BOARD.

F. REAPPOINTING FELIX ALVAREZ (DISTRICT 1, CATEGORY: COMMUNITY REPRESENTATIVE) AND SUSAN M. WRIGHT (DISTRICT 2, CATEGORY: REAL ESTATE/BUILDING INDUSTRY) TO THE CAPITAL IMPROVEMENTS ADVISORY COMMITTEE.

G. REAPPOINTING HARRY J. SHAFER (DISTRICT 2, CATEGORY: ARCHAEOLOGY) TO THE HISTORIC DESIGN AND REVIEW COMMISSION FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE OCTOBER 31, 2011.
H. REAPPOINTING ALEX GARZA (DISTRICT 1, CATEGORY: LAYPERSON/CONSUMER) TO THE PLUMBING APPEALS AND ADVISORY BOARD.

I. APPOINTING ERNEST H. HERNANDEZ, JR. (DISTRICT 10, CATEGORY: MANUFACTURER'S REPRESENTATIVE OR DISTRIBUTOR OF REFRIGERATION, HEATING, OR AIR CONDITIONING EQUIPMENT) TO THE MECHANICAL APPEALS AND ADVISORY BOARD.

J. REAPPOINTING CRISTINA J. BAZALDUA (DISTRICT 1) TO THE COMMISSION FOR CHILDREN AND FAMILIES.

K. REAPPOINTING HEBERTO GUTIERREZ (MAYORAL) AND STEVEN J. JEWELL (MAYORAL) TO THE BEXAR METRO 911 NETWORK DISTRICT BOARD OF MANAGERS FOR THE REMAINDER OF UNEXPIRED TERMS OF OFFICE TO EXPIRE FEBRUARY 28, 2012.

2010-04-01-0267
Item 29. AN ORDINANCE AUTHORIZING A PROFESSIONAL SERVICE AGREEMENT WITH LEADSIMM IN THE AMOUNT OF $68,838.00 FOR THE DEVELOPMENT AND IMPLEMENTATION OF A TRAINING EXERCISE TO ASSESS THE AIRPORT CONTINGENCY PLAN, PER FEDERAL MANDATE, FUNDED BY 2008 URBAN AREA SECURITY INITIATIVE GRANT FUNDS.

2010-04-01-0268
Item 30. AN ORDINANCE SCHEDULING SPECIAL CITY COUNCIL MEETINGS IN MAY, AUGUST, AND SEPTEMBER 2010 AND RESCHEDULING ALL JULY 2010 CITY COUNCIL-RELATED MEETINGS.

2010-04-01-0270
Item 32. AN ORDINANCE AUTHORIZING AMENDMENTS TO THE FINAL PROJECT AND FINAL FINANCE PLANS AND TO THE DEVELOPMENT AGREEMENT BETWEEN STREET RETAIL SAN ANTONIO, LP, THE CITY OF SAN ANTONIO, AND THE BOARD OF DIRECTORS FOR THE TAX INCREMENT REINVESTMENT ZONE #9, CITY OF SAN ANTONIO, TEXAS ("HOUSTON STREET TIRZ").

2010-04-01-0271
Item 33. AN ORDINANCE APPROVING A LOCAL CONTRIBUTION IN THE AMOUNT OF $254,339.00 TO THE EVENTS TRUST FUND IN ANTICIPATION OF REIMBURSEMENT FOR ELIGIBLE EXPENSES RELATED TO THE 2010 HIGHER EDUCATION USER'S GROUP ANNUAL MEETING, THE 2010 ASSOCIATION FOR SUPERVISION & CURRICULUM DEVELOPMENT (ASCD) ANNUAL CONVENTION, AND THE 2010 NATIONAL ASSOCIATION OF COROSION ENGINEERS (NACE) INTERNATIONAL ANNUAL CONFERENCE.

2010-04-01-0274
Item 36. AN ORDINANCE IN SUPPORT OF LEMONADE DAY SAN ANTONIO ON MAY 2, 2010 AND AUTHORIZING THE WAIVING OF THE REQUIREMENT FOR A TEMPORARY FOOD
ESTABLISHMENT PERMIT FOR LOCAL CHILDREN AND YOUTH PARTICIPATING IN LEMONADE DAY.

2010-04-01-0275

Item 37. AN ORDINANCE AUTHORIZING THE GRANTING OF USED X-RAY EQUIPMENT BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT TO PROJECT C.U.R.E. FOR USE IN INTERNATIONAL HUMANITARIAN ACTIVITIES IN A DEVELOPING COUNTRY.

2010-04-01-0276

Item 38. AN ORDINANCE AUTHORIZING A CONTRACT WITH TRITECH SOFTWARE SERVICES TO PROVIDE THE ALAMO REGION PUBLIC SAFETY SHARED SERVICES OFFICE (ARPSS) WITH ANNUAL MAINTENANCE, SUPPORT AND TRAINING FOR THE ALAMO REGION PUBLIC SAFETY SYSTEM.

2010-04-01-0277

Item 39. AN ORDINANCE AUTHORIZING THE APPROVAL OF THE FIRST AMENDMENT TO THE AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND ALAMO ENVIRONMENTAL, INC. DBA ALAMO 1 FOR HAZARDOUS MATERIALS REMEDIATION SERVICES FOR TRAFFIC RELATED INCIDENTS FOR AN ANNUAL AMOUNT UP TO $100,000.00, FUNDED FROM THE POLICE DEPARTMENT'S GENERAL FUND BUDGET.

[CONSENT AGENDA ITEMS CONCLUDED]

ITEMS PULLED FOR INDIVIDUAL CONSIDERATION

The City Clerk read the following Ordinance:

2010-04-01-0248

Item 10. AN ORDINANCE AUTHORIZING THE ISSUANCE OF A $1,419,349.59 JOB ORDER TO JAMAIL & SMITH CONSTRUCTION FOR THE LONESOME DOVE DINING ROOM IN THE HENRY B. GONZALEZ CONVENTION CENTER, A HOTEL OCCUPANCY TAX REVENUE FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 1 AND AMENDING THE FY 2010-2015 CAPITAL BUDGET TO REALLOCATE $500,000.00 TO THIS PROJECT.

Councilmember Rodriguez asked of the Job Order Contracting process. Mike Frisbie, CIMS Director stated that the city had requested submittals for on-call contractors to handle minor projects and had selected four firms. He noted that the solicitation process was conducted every three years. Councilmember Rodriguez asked how the city determined which contractor to utilize for a project. Mr. Frisbie replied that they reviewed the frequency of use, expertise, and negotiation of fees. Councilmember Rodriguez asked of local participation. Mr. Frisbie responded that all four contractors are local companies. He clarified that if the project was completed by June, the city would be eligible for 86% reimbursement from the State. Councilmember Cisneros expressed her support for leveraging funds from the Events Trust Fund and noted that Items 8, 9 and 10 on the agenda were eligible for reimbursement.

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

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

The City Clerk read the following Ordinance:

**2010-04-01-0250**

Item 12. AN ORDINANCE AUTHORIZING THE ISSUANCE OF A $275,000.00 JOB ORDER TO JAMAIL & SMITH CONSTRUCTION FOR THE WILLIE CORTEZ SENIOR MULTI-SERVICE CENTER PROJECT, A CERTIFICATES OF OBLIGATION FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 4.

Temporary Acting Councilmember Cantu recognized the CIMS and Community Initiatives Departments for their work on the Willie Cortez Senior Multi-Service Center Project. She asked of the construction and timeline. Mr. Frisbie stated that they would begin in May and completed in July.

Temporary Acting Councilmember Cantu moved to adopt the proposed Ordinance. Councilmember Cisneros seconded the motion.

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

The City Clerk read the following Ordinance:

**2010-04-01-0256**

Item 18. AN ORDINANCE AUTHORIZING A FUNDING AGREEMENT WITH BEXAR METROPOLITAN WATER DISTRICT TO REIMBURSE THE CITY FOR AN AMOUNT UP TO $76,979.12 FOR ITS PORTION OF THE IMPROVEMENT COSTS ON NOCK AVENUE PROJECT, A HOUSING AND URBAN DEVELOPMENT 108 LOAN PROGRAM PROJECT LOCATED IN COUNCIL DISTRICT 4.

Temporary Acting Councilmember Cantu thanked staff for their work and asked of the Bexar Metropolitan’s utilization of the city’s contractors. Majed Al-Ghafray, Public Works Director replied that by partnering with the utility company, the city would save time and money. Temporary Acting Councilmember Cantu stated that she was pleased with the partnership and recognized the Public Works Department for their work and timely response.

Councilmember Cisneros recognized the Public Works Department on Item 14, the construction contract with Clark Construction of Texas, Inc. for hot paver-laid micro-surface projects related to the FY 2010 Street Maintenance Program.

Temporary Acting Councilmember Cantu moved to adopt the proposed Ordinance. Councilmember Chan seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, Taylor, Ramos, Cantu, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro. **NAYS:** None. **ABSENT:** Medina.
Item 19. AN ORDINANCE AUTHORIZING A 30-YEAR GROUND LEASE TO EL CENTRO DEL BARRIO FOR A CITY-OWNED OUT PATIENT CLINIC LOCATED AT 9011 POTEET JOURDANTON HIGHWAY, FOR RENT OF $3,600.00 A YEAR, IN COUNCIL DISTRICT 4, TO BE USED FOR MEDICAL SERVICES AND ALSO AUTHORIZING A 30-YEAR LEASEBACK TO THE CITY OF PART OF THE BUILDING FOR VACCINE AND OTHER MEDICAL-RELATED STORAGE FOR RENT OF $1.00 A YEAR.

Temporary Acting Councilmember Cantu asked of the participants that were utilizing the facility for other services. Charles Pruski, Assistant Director of the Health Department stated that the CentroMed operates a Women, Infant and Children (WIC) Program and would transition participants to their program. He noted that comprehensive services would be provided to participants through CentroMed and there would be no interruption of services.

Temporary Councilmember Cantu moved to adopt the proposed Ordinance. Councilmember Cisneros seconded the motion.

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

The City Clerk read the following Ordinance:

Item 20. AN ORDINANCE AUTHORIZING THE ACQUISITION THROUGH NEGOTIATION, DEDICATION OR CONDEMNATION OF FEE SIMPLE TITLE OR EASEMENT INTEREST OF A PORTION OF THREE PRIVATELY OWNED REAL PROPERTIES LOCATED IN NCB 15284 IN COUNCIL DISTRICT 4 FOR THE MEDINA BASE ROAD, PHASE I (LOOP 410 TO FIVE PALMS), A 2007-2012 BOND PROJECT; DECLARING IT TO BE A PUBLIC PROJECT; DECLARING A PUBLIC NECESSITY FOR THE ACQUISITIONS AND AUTHORIZING AN EXPENDITURE OF $10,000.00 FOR THE ACQUISITION.

Temporary Acting Councilmember Cantu asked of the purchase of property and project timeline. Mike Frisbie stated that right-of-way acquisition was a standard process and was pleased to report that the Medina Base Road Project would be completed as scheduled. He noted that drainage and flooding issues would be addressed and that traffic would be alleviated within the Five Palms/Medina Base Road intersection. He added that they would host a community meeting prior to construction.

Temporary Acting Councilmember Cantu moved to adopt the proposed Ordinance. Councilmember Cisneros seconded the motion.

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

The City Clerk read the following Ordinance:
Item 27. AN ORDINANCE APPROVING THE SUBMISSION OF AN AMENDED GRANT APPLICATION AND AUTHORIZING THE ACCEPTANCE OF UP TO $15,612,353.00 BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT (METRO HEALTH) FROM THE CENTERS FOR DISEASE CONTROL AND PREVENTION (CDC) THROUGH THE 2009 COMMUNITIES PUTTING PREVENTION TO WORK INITIATIVE FUNDED BY THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 FOR OBESITY PREVENTION FOR THE PERIOD MARCH 1, 2010 THROUGH FEBRUARY 29, 2012; AND AUTHORIZING A PROGRAM BUDGET, AND PERSONNEL COMPLEMENT FOR THE DURATION OF THE GRANT PERIOD.

Councilmember Williams requested an overview of the program. Dr. Bryan Alsip, Assistant Director of the Health Department stated that the American Recovery and Reinvestment Act (ARRA) Grant did not allow funds to be utilized for research purposes. He noted that the project was shovel-ready and would implement shared use agreements for improving physical activity and work with restaurants to make healthier menu options available. He spoke of the structure that had been provided to the Centers for Disease Control (CDC) regarding the utilization of the funds. He stated that other city departments would collaborate to reduce obesity. He added that some of the programs would encourage physical activity in neighborhoods, businesses and schools. Councilmember Williams expressed his support and referenced the Sparks Program in Houston.

Councilmember Cisneros expressed support and stated that it would serve the entire city. Dr. Alsip noted that there would be a global effect and that San Antonio and Austin were the only two cities in Texas to receive these funds. He stated that they would provide information on the progress of the program by Council District. Mayor Castro thanked Dr. Guerra and the Health Department for their leadership in securing the grant and noted the importance of combating obesity in the city due to its relation to Diabetes, Hypertension, and Stroke. He mentioned that he would be appointing a Fitness Council and invited the Councilmembers to provide suggestions on the membership.

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

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

The City Clerk read the following Ordinance:

2010-04-01-0269

Item 31. AN ORDINANCE AUTHORIZING TWO (2) SIX-YEAR NEIGHBORHOOD COMMERCIAL REVITALIZATION PROJECT CONTRACTS WITH TOBIN HILL COMMUNITY ASSOCIATION AND ST. MARY'S UNIVERSITY NEIGHBORHOOD DEVELOPMENT CORPORATION, EACH IN THE AMOUNT OF $370,000.00, AVAILABLE FROM COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS.

Adrian Lopez of the Center City Development Office stated that said item would authorize the execution of Neighborhood Commercial Revitalization (NCR) Program contracts. Each is in the amount of $370,000 with the Tobin Hill Community Association and the St. Mary's Neighborhood Development.
He noted that the purpose was to promote revitalization of the neighborhood commercial districts by attracting consumers, private sector investment, and spending to the district. He added that the program had been created in 1998 and since inception, has resulted in over $126 million of private investment and growth of existing businesses. He mentioned that funding was provided through Community Development Block Grant (CDBG) Funds.

Councilmember Rodriguez spoke of the work of the St. Mary’s University Neighborhood Development Corporation and that in many cities; the best neighborhoods were surrounded by college campuses. He mentioned that this was a good time for development and stated that it would be important to provide incentives for economic development within the corridor. Pat DiGiovanni stated that they had been in discussion with the universities while working with the Westside Development Corporation. He added that they were reviewing the possibility of a land bank, as well as further incentives for housing development. Councilmember Rodriguez stated that the city should be more selective in utilizing tools such as Tax Increment Financing (TIFs) and Tax Increment Reinvestment Zones (TIRZ). Councilmember Rodriguez expressed concern that a window of opportunity might be missed in regard to potential student housing and economic development in the area.

Councilmember Clamp noted that the Economic and Community Development Council Committee was reviewing potential economic development tools and incentives that could be utilized throughout the city. Councilmember Cisneros expressed her support and stated that the Tobin Hill Community Association was a designated historic district dating back to 1731. She mentioned that in the early 1800’s, Tobin Hill was home to the city’s largest employer, the Pearl Brewery. She recognized Carolyn Kelley, President of the Tobin Hill Community Association. Ms. Kelley thanked the Council for their support and spoke of Sparky’s, a new bar that has upgraded a portion of Tobin Hill. She stated that there was a great amount of commercial space needed in Tobin Hill and referenced a business directory that had been created for the businesses within Tobin Hill.

Councilmember Cisneros read a letter of support from Carolyn Kelley, President of the Tobin Hill Community Association. She wrote that the NCR District would provide matching grants for individual business and property owners to improve building facades, create jobs, and brighten the connector space between Tobin Hill and Monte Vista.

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

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

The City Clerk read the following Ordinance:

**2010-04-01-0272**

Item 34. AN ORDINANCE APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN CENTRO ALAMEDA INC. AND THE CITY OF SAN ANTONIO, AUTHORIZING THE NEGOTIATION AND EXECUTION OF ALL CONTRACTS AND DOCUMENTS REQUIRED BY THE MEMORANDUM OF UNDERSTANDING AND AMENDING THE FY 2010 OPERATING AND CAPITAL BUDGETS.
Mayor Castro recused himself from Item 34 by exiting the Council Chambers and noting that he submitted the recusal form to the City Clerk.

Felix Padron, Director of the Arts and Cultural Affairs Department stated that the goal of the Memorandum of Understanding (MOU) was to implement an 18-month strategy that allows the City to protect its asset. The MOU would also assist Centro Alameda, Inc. to restructure and support their recovery efforts. He reported that Centro Alameda has agreed to the principles included in the MOU and that subsequent agreements and amendments would be required. He noted that Centro Alameda would restructure their non-profit to separate the Museo Theater and Casa de Mexico Building. The structures would independently continue fund raising efforts to support the theater renovation, programming, and of the Museo to pay outstanding debt. He added that if a more sustainable position was not accomplished within 18 months, the Museo would be relinquished back to the City.

Mr. Padron reported that the city would amend the Museo Master Lease and take responsibility for expenses for the Museo Building including utilities, maintenance, and general security. He noted that they would utilize Market Square Improvement Funds in the amount of $443,250 to pay for the expenses and replenish the funds in the future. He stated that Centro Alameda would relinquish the International Building Complex Master Lease. A new, 501©3 theater non-profit would lease the Theater, Parking Lot in the rear of the Theater, Basila Pharmacy, and the fourth, fifth, and street level floors of Casa de Mexico for $1 per year.

Mr. Padron stated that the Office of Cultural Affairs FY 2010 Centro Alameda Arts Funding Contract would require an amendment to include new services being purchased as consideration for replacing the Museo operating expense. He noted that the services and expenses for reimbursement would be developed and approved by the city to maintain compliance. He reported that Centro Alameda would be responsible for providing a viable business plan showing financial stability prior to the release of additional grant funds. He added that the city’s financial contribution would protect and preserve assets and that the Centro Alameda would be responsible for the future viability of the Museo.

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

Anita Fernandez stated that she was an employee of the Museo Alameda and was also speaking as a concerned citizen. She noted the importance of continuing to operate a museum of this caliber to the city and spoke of its cultural, educational, and historical significance. She stated that she had observed the words Pride, Passion, Promise, and People hanging in the chambers and that the Museo Alameda represented all of those words.

Mia Lopez stated that she was also an employee of the Museo Alameda and speaking as a concerned citizen. She noted that she would like for the Museo to be available for her children to visit some day. She spoke of the many visitors that had visited the Museo. She mentioned the profound impact it has made to the community and the benefits of the Museo’s programs and exhibitions. She added that through the MOU, the organization would continue to flourish.

Ben Brewer, President of the Downtown Alliance spoke in support of the MOU between the City and Centro Alameda. He recalled speaking before the City Council years ago on behalf of the significant partnership with Centro Alameda to create the Museo Alameda. He noted that it was imperative that the
cultural institution be preserved, as it was an important part of the city’s heritage. He mentioned that it represented a great part of the city’s culture and heritage and requested approval.

Ernest Bromley, Centro Alameda Board Member stated that the Museo has been an integral part of expressing the Latino Culture and that it was imperative that it be preserved. He noted that the Museo was a natural treasure and that the Board was committed to the efforts.

Margarita Flores, Chair of the Centro Alameda Board of Directors spoke in support of the MOU. She recognized city staff for their work and support and stated that they were a small, growing, non-profit organization. She spoke of the challenges they had suffered due to the economic conditions and noted that they had created a restructuring plan. She reported that they would separate Centro Alameda into three separate entities: the Henry Ford Learning Academy, Alameda Theatre, and Museo Alameda. She noted that they would expand their Board of Directors with some cross over of members. She added that approval of the MOU would allow them the ability to move forward with future plans and address immediate concerns.

Rolando Pablos, Centro Alameda Board Member thanked the City Council for their consideration of the MOU and stated that he was personally committed to ensure continued success of the Museo and Theater. He recognized city staff for their work and support.

Robert Crittenden, Centro Alameda Board Member thanked the City Council for their support and recognized city staff for their work. He noted that he would be moving from the Museo Board to the Theater Board to ensure continuity. He added that they had been good stewards of city leases and would report to the city periodically regarding their successful endeavors.

Councilmember Cisneros thanked city staff for their work with the stakeholders and bringing forth a good recommendation. She stated that it was the best opportunity to ensure that the city’s assets become financially viable and self-sufficient. She spoke of the challenges that the Museo Alameda had endured due to the challenging economic climate. She stressed the importance of the success of the Smithsonian-affiliated institution, noting that it tells the story of the Latino experience through art, history and culture. She noted that the MOU would implement an action plan to protect the city’s assets with minimal financial impact. She asked of the utilization of Market Square Improvement Funds. Pat DiGiovanni replied that they would utilize the funds and replenish them over time. He noted that the Market Square Improvement Fund was funded by Fiesta Events and parking revenues from the parking garage at Market Square. He stated that currently, half of the parking revenues were provided to the Parking Fund but from here forward, all parking revenues would be directed to the Market Square Improvement Fund.

Councilmember Cisneros thanked everyone that was in attendance to speak in support of the MOU and stated that she was confident that it would be successful. She directed city staff to work with the Board to establish a quarterly reporting mechanism to measure benchmarks during the 18-month period. She noted that the benchmarks should include: 1) Fundraising Updates; 2) Status of hiring a new Director; and 3) Programming Updates. She added that the institution was important to the heritage and Downtown Community of San Antonio.

Councilmember Williams expressed his support for Centro Alameda separating into three separate entities. He noted that many individuals were concerned with the funds being allocated to Centro
Alameda and asked if the entity was bankrupt. Mr. DiGiovanni stated that they had serious issues with their current financial status and without support, would likely have to close their doors. Councilmember Williams asked how the funds would help address Centro Alameda's financial situation. Mr. DiGiovanni replied that the city owns the Museo Building and the International Complex. He spoke of the city's investment of $2 million for the Museo Building, as well as $10 million from the private sector. He added that it was the city's intent to protect the assets. He stated that the MOU would provide Centro Alameda with time to restructure and an opportunity to maintain trust with the philanthropic community that has invested in the facility.

Councilmember Williams asked of the timeline for the business plan to be submitted. Mr. DiGiovanni replied that he expected to see it within 30 to 60 days and would include benchmarks for performance measurement. Councilmember Williams asked of the lease of the theater building. Mr. DiGiovanni stated that city staff was working with Centro Alameda regarding the Ford Academy that would continue to operate in the building and that the theater would be leased back to the newly created non-profit to continue theater operations. He noted that they had received $6.2 million from the Bexar County Venue Tax for theater improvements and the city would provide $2.1 million in Certificates of Obligation for theater renovations. Councilmember Williams noted that this was a serious issue and that all would lose if the issues were not addressed.

Councilmember Ramos stated that she was in support of a viable, sustainable plan for the future and spoke of the challenging economic conditions. She noted that she was fully supportive and that even if the funds were not provided to Centro Alameda, the city would still have a financial commitment to the facility. She recognized Councilmember Cisneros for her leadership and for requesting that benchmarks be presented to the Council on a quarterly basis. Councilmember Ramos asked that updates also be provided to the Quality of Life City Council Committee every six months. Temporary Acting Councilmember Cantu thanked city staff and the Museo Staff for their work and recognized the Board Members and residents that spoke on behalf of the issue. She asked of the total revenue generated by the parking garage at Market Square. Mr. DiGiovanni replied that there was a net of $200,000 and that the plan was to direct all parking revenue into the Market Square Improvement Fund. Temporary Acting Councilmember Cantu expressed concern for the Market Square Tenants and asked that city staff work to address their needs. She requested that the finalized business plan be brought back to the City Council for approval.

Councilmember Rodriguez stated that although MOU's were non-binding, he appreciated the spirit of cooperation among the entities. He asked of the viability of the business plan that would be submitted. Mr. DiGiovanni replied that city staff would review the business plan and must meet the city's expectations. He noted that milestones would be required and that goals must be accomplished as outlined. Councilmember Rodriguez stated that the success of Centro Alameda was important due to the city's investment, as well as the value that the Museo brings to the city. He asked of the back-up plan. Mr. DiGiovanni responded that there was an 18-month time period to determine an alternate plan and that if unsuccessful, staff would have to determine the best use for the facility. Councilmember Rodriguez thanked staff for their work but cautioned against waiting too long to determine an alternate plan.

Councilmember Taylor commended Councilmember Cisneros for her passion and commitment to protecting this important, cultural asset for the city. She stated that quarterly reporting was important and looked forward to reviewing progress through the Quality of Life Council Committee. She asked...
that the Board learn from past mistakes in planning for future success and recruit good staff. She noted that much of the focus had been on the importance of the Museo to Downtown and Tourism, but should be relevant to all of San Antonio and embraced by the community. Mayor Pro Tem Clamp asked if funds would be utilized for staff. Mr. DiGiovanni confirmed that no funds would be utilized for staff costs. Mayor Pro Tem Clamp spoke of the importance of accountability and responsibility by Centro Alameda and the need for an alternate plan. He expressed support for the MOU and noted that there was commitment from both entities. He stated that the Council should be informed of the milestones achieved on a periodic basis.

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

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

The City Clerk read the following Ordinance:

**2010-04-01-0273**

**Item 35. AN ORDINANCE AUTHORIZING A CONTRACT WITH LAGAN TECHNOLOGIES, INC. TO PROVIDE THE OFFICE OF CUSTOMER SERVICE/311 DEPARTMENT WITH CUSTOMER RELATIONSHIP MANAGEMENT (CRM) THAT WILL INCLUDE SOFTWARE MAINTENANCE AND SUPPORT, FOR AN INITIAL ESTIMATED COST OF $893,053.00 AND UP TO $200,000.00 ANNUALLY THEREAFTER FUNDED WITH THE FY 2010 CAPITAL IMPROVEMENT PROGRAM BUDGET.**

Tony Bosmans, Director of the Customer Service/311 Department stated that the implementation of an enterprise Customer Relationship Management (CRM) system is a business initiative that enhances customer service. He noted that CRM focuses on improving communications, data tracking and reporting, service delivery, and overall performance. He stated that there would be a single source for date retrieval and end-to-end service level management, and expanded entry points for internal and external customers to enter data and receive services. He added that the system would be user friendly and allow the city to follow up with customers. He reported that the CRM System will allow City Officials to access customer service reports and performance results by district.

Councilmember Williams congratulated staff on the CRM System and stated that it was critical and would help to better serve citizens. He spoke of challenges with the current tracking system, noting that it was difficult to determine the status of a request. He requested that the City Council Office be linked to the system sooner than later and asked of the timeline for implementation. Mr. Bosmans replied that there would be an 11-month implementation phase. Councilmember Cisneros asked if staff had reviewed best practices of other major cities. Mr. Bosmans responded that they had reviewed the processes of other call centers and had worked closely with the Purchasing Department to identify business requirements and develop a model to evaluate the system. He added that they had performed interviews and demonstrations with the top two vendors. In response to Councilmember Cisneros, Mr. Bosmans noted that Lagan Technologies was based in the United Kingdom and had offices in Chicago and Boston. Councilmember Cisneros requested detailed information on the system's performance measures.
Councilmember Lopez expressed his support and stated that it was a tool that would help staff to deliver better service to citizens. He asked if mapping would be a component of the system. Richard Varn confirmed that mapping would be accessible through GIS and that the opportunity would be available anytime an address was provided. Councilmember Chan stated that selection of a software system was extremely important and asked of the cost. Mr. Bosmans replied that the $893,000 would be utilized for the purchase of 36 licenses and that there would be two types of licenses: enterprise-wide and virtual office. Hugh Miller stated that an additional 75 virtual licenses were included and that the price had been locked-in for five years. Councilmember Chan asked of the cost per license. Mr. Miller responded that they did not have that information available but would provide it.

Councilmember Chan asked of the support and training costs. Mr. Miller stated that maintenance and support would cost $90,000 for the first year after go live and then escalate to $200,000 for full maintenance and support. Mr. Miller noted that the training component was included in the implementation phase and that ITSD would be trained first and then a train the trainer concept would be implemented. Councilmember Chan asked of the selection of Lagan Technologies. Mr. Bosmans replied that a team evaluated the software and had reviewed user friendliness and functionality. Councilmember Chan asked of the integration of existing computer systems. Mr. Miller stated that they would operate it on an Oracle Data Platform and would be a client that would run on existing desktops. Lastly, Councilmember Chan clarified that the implementation cost was not included as part of this item.

Councilmember Taylor asked when the implementation cost would be available. Mr. Bosmans stated that it was still under negotiation and would be brought forth on April 29, 2010. Councilmember Taylor asked of the option of bringing both items together. Mr. Bosmans responded that language allowing separate negotiations had been included in the Request for Competitive Sealed Proposals (RFCSP). He noted the city had received great discounts on the software component as a result of separate negotiation. Mr. Varn added that the proposed price was tied to the approval date. Councilmember Taylor stated that it would be more valuable to have experts provide the training.

Councilmember Ramos also spoke of the need for proper training and asked of the RFCSP process. Mr. Bosmans replied that they received five bids for the system. Two of the bidders were deemed non-responsive. He noted that of the three bidders, two had teamed with Lagan Technologies. Councilmember Chan asked of the bid and RFCSP process. Mr. Varn reported that the proposals for software and implementation were released together but had negotiated the items separately to receive a better price. Mayor Pro Tem Clamp stated that it was a great investment for the city. He requested that a high-level project plan for implementation be provided that includes success factors and milestones.

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

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

Councilmember Lopez recognized Katrina Holtzer, a student from Northwest Vista College that was in attendance. Councilmember Cisneros expressed support for Item 36, an Ordinance supporting Lemonade Day on May 2, 2010 and authorizing a waiver of the requirement for a temporary food establishment permit for local children participating in Lemonade Day. She thanked Dr. Guerra and noted that the registered locations were listed online by Council District.

Item 40. CITY MANAGER'S REPORT

A. 2007-2012 BOND PROGRAM UPDATE

Ms. Sculley reported that 90% of the Bond Program projects were on time or ahead of schedule with 64 of the 150 projects complete or under construction. She stated that 72% of the projects would be completed by the end of the calendar year and that the information on individual projects could be viewed online through the CIMS Dashboard.

B. RIVERWALK CAPITAL IMPROVEMENTS PROJECT UPDATE

She provided an update on the Riverwalk Capital Improvements Project, noting that the first Five-Year Capital Improvements Master Plan had been completed in 2008. She noted that the Plan had identified a list of capital improvements with an estimated cost of $15 million. She reported that construction of Phase I began in January, 2009 with Beaty Palmer Architects serving as project architect and Guido Construction serving as the Construction Manager at Risk. She stated that Phase I was now complete and included ADA accessibility improvements and structural repairs. She added that Phase II was in the bidding process and would restore deteriorating infrastructure such as sidewalks, lighting, and landscaping. She mentioned that construction would begin in May with anticipated completion in November, 2010.

C. 2010 PRESERVATION AWARD FROM CONSERVATION SOCIETY

She reported that the City received the 2010 Preservation Award from the Conservation Society for the restoration of the historic Stinson Airport Administration Building.

RECESS

Mayor Pro Tem Clamp recessed the meeting at 12:10 pm to break for lunch and noted that the meeting would resume at 2:00 pm for Zoning.

RECONVENED

Mayor Castro reconvened the meeting at 2:00 pm and stated that Items 41 and Z-2 would be addressed together.

The City Clerk read the following Ordinances for Items 41 and Z-2:
2010-04-01-0278

Item 41. AN ORDINANCE APPROVING AN AMENDMENT TO CHAPTER 35 OF THE MUNICIPAL CODE, THE UNIFIED DEVELOPMENT CODE REGARDING THE FORM BASED ZONING DISTRICT AND DEVELOPMENT PATTERN.

2010-04-01-0279

Item Z-2. ZONING CASE #Z2010027 - RIVER NORTH: (District 1 & 2): An Ordinance amending the Zoning District Boundary from “MF-33” Multi-Family District, “C-1” Light Commercial District, “C-2” Commercial District, “C-3NA” General Commercial Nonalcoholic Sales District, “C-3R” General Commercial Restrictive Alcoholic Sales District, “C-3” General Commercial District, “O-2” High-Rise Office District, “I-1” General Industrial District, and “D” Downtown District to “FBZD T4-1” Form Based Zoning District Transect Zone 4-1, “FBZD T4-2” Form Based Zoning District Transect Zone 4-2, “FBZD T5-1” Form Based Zoning District Transect Zone 5-1, “FBZD T6-1” Form Based Zoning District Transect Zone 6-1, and “FBZD T6-2” Form Based Zoning District Transect Zone 6-2 with all existing overlay districts including “H” Historic Districts, “HS” Historic Significant, “HE” Historic Exceptional, “RIO-2” River Improvement Overlay District-2, and “AHOD” Airport Hazard Overlay District remaining unchanged on multiple properties generally bound by IH-35 to the north; Lexington and 4th Street to the southwest; and Bonham, Elm Street, and IH-37 to the southeast. 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: MULTIPLE PROPERTIES GENERALLY BOUND BY IH-35 TO THE NORTH; LEXINGTON AND 4TH STREET TO THE SOUTHWEST; AND BONHAM, ELM STREET, AND IH-37 TO THE SOUTHEAST TO WIT: FROM "MF-33" MULTI-FAMILY DISTRICT, "C-1" LIGHT COMMERCIAL DISTRICT, "C-2" COMMERCIAL DISTRICT, "C-3NA" GENERAL COMMERCIAL NONALCOHOLIC SALES DISTRICT, "C-3R" GENERAL COMMERCIAL RESTRICTIVE ALCOHOLIC SALES DISTRICT, "C-3" GENERAL COMMERCIAL DISTRICT, "O-2" HIGH-RISE OFFICE DISTRICT, "I-1" GENERAL INDUSTRIAL DISTRICT, AND "D" DOWNTOWN DISTRICT TO "FBZD T4-1" FORM BASED ZONING DISTRICT TRANSECT ZONE 4-1, "FBZD T4-2" FORM BASED ZONING DISTRICT TRANSECT ZONE 4-2, "FBZD T5-1" FORM BASED ZONING DISTRICT TRANSECT ZONE 5-1, "FBZD T6-1" FORM BASED ZONING DISTRICT TRANSECT ZONE 6-1, AND "FBZD T6-2" FORM BASED ZONING DISTRICT TRANSECT ZONE 6-2 WITH ALL EXISTING OVERLAY DISTRICTS INCLUDING "H" HISTORIC DISTRICTS, "HS" HISTORIC SIGNIFICANT, "HE" HISTORIC EXCEPTIONAL, "RIO-2" RIVER IMPROVEMENT OVERLAY DISTRICT-2, AND "AHOD" AIRPORT HAZARD OVERLAY DISTRICT REMAINING UNCHANGED.

Patrick Howard presented both items and noted that the process had taken over two years to complete. He provided photos of the area affected by the rezoning and stated that it would implement the River North District Master Plan. He spoke of the specific designations for retail, river and stepback frontage. He mentioned that Sections 35-357 and 35-209 of the Unified Development Code would be amended to address parking, alleys, industrial uses, specific designations, and historic structures.

Bebb Francis addressed the Council in support of the items and stated that he was speaking on behalf of the Camden Medical Group that would be the first project built under the new plan. He recognized
Councilmember Cisneros and city staff for their work and noted that the zoning would bring added value and jobs to the area.

Tim Sanford addressed the Council in favor of the Plan but noted that implementing a regulated plan without further commitment to urban core redevelopment causes undue hardship in the development.

Barbara Witte-Howell read a letter from Rollette Schreckenghost, President of the Conservation Society in support of the River North rezoning. She stated that they commended the leadership for achieving consensus for the provisions of historic preservation and environmentally friendly. She noted that as the River North Area transitions from an undeveloped area, it will become a major place to live, work and visit.

David Adelman stated that he was the owner of various properties throughout the area and thanked city staff for their work on the lengthy process. He noted that it was a world class plan with a great vision to help move Downtown forward. He stated that he was supportive and thankful for the opportunity to participate.

Councilmember Cisneros presented a video that included footage of Ben Brewer, President of the Downtown Alliance. He stated that the rezoning would provide mixed use opportunities for the businesses in the area. Councilmember Cisneros spoke of the improvements that had been made in the River North Area and noted that the Master Plan had won an international award of distinction for aggressive vision and well thought-out detail. She commended city staff for their work on the project as well as the property owners and stakeholders that had participated in the process. She referenced the video and highlighted Lady Echo, which is used to clean the River. She asked of the approach that would be taken by staff to meet with property owners waiting to enhance their existing facilities keeping in mind historic exceptional status such as Central Catholic High School. Mr. Howard replied that they were aware of the challenges and stated that they would be meeting with the property owners. Councilmember Cisneros stated that there could be 4,000-6,000 new residential units in the next 20-25 years and pleased with the many possibilities of the area.

Councilmember Taylor commended Councilmember Cisneros for her work and leadership on the project. She stated that as a planner, this was an exciting direction that was being taken and noted its proximity to District 2. Mayor Castro thanked everyone involved in the River North process and noted the importance of developing the urban core. He stated that the area was the gateway to tremendous private and public sector investment that would benefit the entire city.

Councilmember Cisneros moved to adopt the Ordinances for Items 41 and Z-2 as proposed. Councilmember Ramos seconded the motion.

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

**CONTINUED FOR 30 DAYS**

Item P-1. **PLAN AMENDMENT #10004 (District 1)**: An Ordinance amending the land use plan contained in the North Central Neighborhoods Community Plan, a component of the Master Plan of the City, by changing the use of an 0.1641-acre tract of land located at 124 and 126 West Norwood Court from Low Density Residential land use to High Density Residential land use. Staff's recommendation is
for denial of High Density Residential land use and approval of an alternate recommendation of Medium Density Residential land use. Planning Commission's recommendation is for approval of Medium Density Residential land use.

Jack M. Finger spoke in opposition to the Plan Amendment noting that staff had recommended denial of the high density residential land use and that it would be out of character for the area.

Councilmember Cisneros noted that the applicant had requested a 30-day continuance to address issues related to the planning classifications.

Councilmember Cisneros moved to continue said item for 30 days. Councilmember Ramos seconded the motion.

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

CONTINUED FOR 60 DAYS

Item Z-1. ZONING CASE # Z2009032 (District 1): An Ordinance amending the Zoning District Boundary from "C-3 AHOD" General Commercial Airport Hazard Overlay District to "HS C-3 AHOD" Historic Significant General Commercial Airport Hazard Overlay District on the east 114.6 feet of Lot 14, Block 3, NCB 1726 located at 2011 McCullough Avenue. Staff recommends approval. Zoning Commission failed to pass a motion for this case; therefore it moves forward to City Council as a recommendation for denial.

Barbara Witte-Howell read a letter from Rollette Schreckenghost, President of the Conservation Society in support of the historic designation for 2011 McCullough. She stated that even though the building had been abandoned and neglected for many years, it was worthy of historic preservation. She recognized the work of Councilmember Cisneros and city staff for working on a plan that can be agreed upon by the city, owner, Tobin Hill Community Association, and a potential developer. She thanked Richard Brownlee, property owner, for offering the building for free and providing $10,000 for moving expenses. Councilmember Cisneros stated that they had identified a property owner that was willing and able to rehabilitate the structure. She noted that they needed additional time to ensure that the structure was moved and set properly.

Councilmember Cisneros moved to continue said item for 60 days. Councilmember Ramos seconded the motion.

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

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

2010-04-01-0280

Item P-2. PLAN AMENDMENT #10009 (District 1 & 7): An Ordinance amending the land use plan contained in the Near Northwest Community Plan, a component of the Master Plan of the City, by changing the use of multiple parcels and including a supplement to the text of the Land Use section of the Near Northwest Community Plan for an area generally located along the east and west sides of West
Avenue between Gardina and Wildwood from Neighborhood Commercial to Community Commercial, and for a parcel located between Alameetos and Lee Hall from Urban Low Density Residential to Neighborhood Commercial, and for multiple properties located on the east side of West Avenue between Fresno and Santa Monica from Neighborhood Commercial to Office Land Use. Staff and Planning Commission recommend approval. (Associated Zoning Case: Z2010031 CD S)

2010-04-01-0281

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:
MULTIPLE PROPERTIES GENERALLY LOCATED WITHIN APPROXIMATELY 400 FEET OF
THE CENTER LINE OF WEST AVENUE, BOUND BY IH-10 TO THE NORTH AND
HILDEBRAND AVENUE TO THE SOUTH. TO WIT: FROM “I-1 S AHOD” GENERAL
INDUSTRIAL AIRPORT HAZARD OVERLAY DISTRICT WITH A SPECIFIC USE
AUTHORIZATION FOR A COMMUNICATION TRANSMISSION TOWER, “I-1 AHOD”
GENERAL INDUSTRIAL AIRPORT HAZARD OVERLAY DISTRICT, “C-3 R AHOD” GENERAL
COMMERCIAL RESTRICTIVE ALCOHOL SALES AIRPORT HAZARD OVERLAY DISTRICT,
“C-3 NA AHOD” GENERAL COMMERCIAL NONALCOHOLIC SALES AIRPORT HAZARD
OVERLAY DISTRICT, “C-2 AHOD” COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT,
“C-2 NA CD AHOD” COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT WITH A
CONDITIONAL USE FOR STORAGE OF VEHICLES AWAITING REPAIR, “C-2 NA AHOD”
COMMERCIAL NONALCOHOLIC SALES AIRPORT HAZARD OVERLAY DISTRICT, “C-1
AHOD” LIGHT COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT, “O-2 AHOD” HIGH-
RISE OFFICE AIRPORT HAZARD OVERLAY DISTRICT, “MF-33 AHOD” MULTI-FAMILY
AIRPORT HAZARD OVERLAY DISTRICT, “RM-4 AHOD” RESIDENTIAL MIXED AIRPORT
HAZARD OVERLAY DISTRICT, “R-6 AHOD” RESIDENTIAL SINGLE-FAMILY AIRPORT
HAZARD OVERLAY DISTRICT, AND “R-4 AHOD” RESIDENTIAL SINGLE-FAMILY AIRPORT
HAZARD OVERLAY DISTRICT TO “C-2 S AHOD” COMMERCIAL AIRPORT HAZARD
OVERLAY DISTRICT WITH A SPECIFIC USE AUTHORIZATION FOR A WIRELESS
COMMUNICATION SYSTEM, “C-2 CD AHOD” COMMERCIAL AIRPORT HAZARD OVERLAY
DISTRICT WITH A CONDITIONAL USE FOR A CONTRACTOR FACILITY, “C-2 CD AHOD”
COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE FOR
UNIFORM SUPPLY, “C-2 AHOD” COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT,
“C-1 S AHOD” LIGHT COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT WITH A
SPECIFIC USE AUTHORIZATION FOR A NONCOMMERCIAL PARKING LOT, “C-1 CD AHOD”
LIGHT COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE
FOR MOTOR VEHICLE SALES, “C-1 CD AHOD” LIGHT COMMERCIAL AIRPORT HAZARD
OVERLAY DISTRICT WITH A CONDITIONAL USE FOR AUTO AND LIGHT TRUCK REPAIR;
“C-1 CD AHOD” LIGHT COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT WITH A
CONDITIONAL USE FOR A CONVENIENCE STORE WITH GASOLINE, “C-1 CD AHOD” LIGHT
COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE FOR
AN OFFICE WAREHOUSE, “C-1 CD AHOD” LIGHT COMMERCIAL AIRPORT HAZARD
OVERLAY DISTRICT WITH A CONDITIONAL USE FOR A SECONDHAND MERCHANDISE
RETAIL, “C-1 CD AHOD” LIGHT COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT
WITH A CONDITIONAL USE FOR APPLIANCE RETAIL, “C-1 CD AHOD” LIGHT
COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE FOR
FOOD SERVICE EQUIPMENT SUPPLY, “C-1 CD AHOD” LIGHT COMMERCIAL AIRPORT
HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE FOR A JANITORIAL SERVICE,
“C-1 AHOD” LIGHT COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT, “NC AHOD”
NEIGHBORHOOD COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT, “O-1.5 AHOD”
MID-RISE OFFICE AIRPORT HAZARD OVERLAY DISTRICT, “R-6 CD AHOD” RESIDENTIAL
SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE FOR
AN OFFICE, “R-5 CD AHOD” RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY
DISTRICT WITH A CONDITIONAL USE FOR AN OFFICE, “R-4 CD AHOD” RESIDENTIAL
SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE FOR A DAY CARE CENTER, "R-6 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT, AND "R-4 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT PROVIDED ALL CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

Andrea Gilles presented Item P-2 and stated that staff and the Planning Commission recommended approval.

Greg Smith addressed the Council stated that he was not in favor of the rezoning. He noted that he was the owner of the property located at 2013 West Avenue and had operated the business for 55 years.

Patricia Doria, President of the Keystone Neighborhood Association expressed concern with the conditions along West Avenue and stated that she was in support of the Council moving forward with the plan amendment.

Councilmember Cisneros spoke of the efforts of the Los Angeles Heights/Keystone Neighborhood Association to develop a vision for their community. She noted that last year, staff had evaluated West Avenue Corridor to bring it in line with the adopted Master Plan. She stated that the intent was not to run out any business from the area and that no business would become non-conforming. She recognized city staff, residents, and business owners that had participated in the process.

Mayor Castro called upon Chris Forbrich to speak on Item Z-3.

Mr. Forbrich requested that the city make a more diligent effort to the business owners affected by Item Z-3 and asked for a continuance until communication can be made.

Chris Looney stated that Item Z-3 was associated with the Plan Amendment (P-2) and that it included the properties generally located along West Avenue between IH-10 and Hildebrand with the removal of the following properties from the proposal: 2014 West Avenue, 1831 Wildwood, 804 West Avenue, and 606 West Avenue. He noted that staff and the Zoning Commission recommended approval with the removal of the four properties mentioned and that it would require nine votes for approval due to 20% opposition.

Councilmember Cisneros moved to adopt the proposed Ordinances for Items P-2 and Z-3 with the exception of the properties located at 2014 West Avenue, 1831 Wildwood, 804 West Avenue, and 606 West Avenue. Councilmember Rodriguez seconded the motion.

The motion prevailed by the following vote: AYES: Cisneros, Taylor, Ramos, Cantu, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro. NAYS: None. ABSENT: Medina.
Residential Single Family Airport Hazard Overlay District to “C-3 NA S AHOD” General Commercial Nonalcoholic Sales Airport Hazard Overlay District with a Specific Use Authorization for a Human Services Campus on Lot 2, NCB 11682 located at 3103 West Avenue; and from “C-3 R AHOD” General Commercial Restrictive Alcohol Sales Airport Hazard Overlay District to “C-1 AHOD” Light Commercial Airport Hazard Overlay District on the west 25 feet of Lot 17, Block 210, NCB 9663 located at 819 Venice Street. Staff and Zoning Commission recommend approval, pending the plan amendment.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOT 2, NCB 11682, 3103 WEST AVENUE; THE WEST 25 FEET OF LOT 17, BLOCK 210, NCB 9663, 819 VENICE STREET. TO WIT: FROM “C-3 R AHOD” GENERAL COMMERCIAL RESTRICTIVE ALCOHOL SALES AIRPORT HAZARD OVERLAY DISTRICT, “C-3 NA” GENERAL COMMERCIAL NONALCOHOLIC SALES DISTRICT, “C-2 AHOD” COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT, AND “R-5 AHOD” RESIDENTIAL SINGLE FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO “C-1 AHOD” LIGHT COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT, AND “C-3 NA S AHOD” COMMERCIAL NON-ALCOHOLIC SALES AIRPORT HAZARD OVERLAY DISTRICT WITH A SPECIFIC USE AUTHORIZATION FOR A HUMAN SERVICES CAMPUS PROVIDED ALL CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

Chris Looney presented Item Z-4 and stated that the property located at 5032 West Avenue was being removed from the zoning case. He noted that with that modification, staff and the Zoning Commission recommended approval. He added that it would require nine votes for approval due to 20% opposition.

Councilmember Cisneros moved to adopt the proposed Ordinance with the exception of the property located at 5032 West Avenue. Councilmember Ramos seconded the motion.

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

2010-04-01-0282

Item P-3. PLAN AMENDMENT #10008 (District 1): An Ordinance amending the land use plan contained in the Greater Dellview Community Plan, a component of the Master Plan of the City, by changing the use of multiple parcels of an area generally located along the east and west sides of West Avenue between Jackson Keller and Glen Ivy from Community Commercial to Light Industrial, and for parcels located between Mackey and Venice from Community Commercial to Public Institutional and from Low Density Residential to Neighborhood Commercial Land Use. Staff and Planning Commission recommend approval. (Associated Zoning Case: Z2010041 S)

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

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

[ZONING ITEMS CONCLUDED]
Mayor Castro recessed the meeting at 2:55 pm and noted that the meeting would resume at 5:15 pm for Ceremonials.

**CEREMONIALS**

Mayor Pro Tem Clamp reconvened the meeting at 5:20 pm and addressed the Ceremonials.

The 2010 Fiesta Medal was presented by James LeFlore. The inspiration for the medal comes from artist Donald Lipski’s *F.I.S.H*. The permanent outdoor sculpture is suspended beneath IH-35 and above the San Antonio River’s Museum Reach. *F.I.S.H.* features a “school” of large-scale sculptures depicting native long-eared sunfish and is illuminated at night. A portion of the proceeds from the sale of the medals benefit the maintenance of public art through the City’s Public Art & Design Enhancement Program. Viva Fiesta!

Mayor Pro Tem Clamp presented a Proclamation in recognition of the 62nd Annual Fiesta Flambeau Parade that will be held on Saturday, April 24, 2010. The parade is sponsored by the Fiesta Flambeau Association and this year’s theme is “Legends in Music” with Vikki Carr serving as the Grand Marshal. The Flambeau is one of the premier events of Fiesta and has been called America’s largest illuminated night parade.

Mayor Pro Tem Clamp presented a Proclamation in recognition of the NCAA Division I Women’s Final Four Basketball Championship being hosted by the City of San Antonio from April 2-6, 2010. The road to San Antonio began with 64 teams in competition and is now down to the final four. San Antonio will become NCAA Championship City and offer many events and activities, in addition to the basketball games, for the entire family to enjoy.

**CITIZENS TO BE HEARD**

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

Nazirite Ruben Flores Perez spoke of the beginning of Easter and stated that Emperor Constantine had proclaimed it in 331 AD. He referenced John 8:44 of the Bible.

Nick Pena expressed concern with the funding from the Market Square Improvement Fund that was provided to the Centro Alameda. He stated that he had been a merchant for over 20 years and spoke of the work of all of the merchants that helped support tourism in the area. He expressed concern that they had not been informed of the decision to utilize the funds and asked the City Council to reconsider their decision.

Rosa Rosales thanked the Councilmembers for their service to the City of San Antonio and expressed concern with the small business owners of Market Square that were struggling due to the economic conditions. She stated that there was not enough marketing to direct tourists to the Market Square and spoke of the issues with the facilities including a leaking roof. She expressed concern that the merchants were not involved in the decision making process regarding funds from the Market Square Improvement Fund that were provided to Centro Alameda. She asked that there be more transparency and that those
that are affected have a voice. She asked the City Council to reconsider their decision and that the funds be identified from another source.

Mark Kellmann stated that he was an architect and provided photos of two stretches of the River along the Museum Reach. He spoke of the first photo across from the Pearl Brewery that showed a setback from the businesses in which the idea was to create additional green space along the river. The second photo was taken from the Jones Avenue Bridge and he noted that the slope was very steep. He mentioned that it would be difficult to build anything in this portion of the River. He noted that one solution would require an elaborate effort and additional funds.

Mark Perez expressed concern with the lack of response to his requests from the Planning and Development Services Department. He spoke of the facility storing illegal chemicals located at 4702 Goldfield and stated that they had not submitted the required storage tank application to the Fire Department.

Angie Garcia spoke in opposition to the funding provided to the Centro Alameda and stated that the merchants at the Farmers Market had not been given advance notice. She noted that there were issues with the air conditioning in the Farmers Market that were not being addressed and that the area should be protected. She expressed concern with the amount of funding that was provided and that enough funds had already been provided to Centro Alameda.

Elizabeth Schneider stated that she lives in the Hills of Rivermist Subdivision and expressed concern that the building issues were not disclosed by Pulte/Centex when she was purchasing her home. She noted that she was not interested in the repair of the retaining wall and asked that the homes be bought back from the homeowners. She also asked that the builder be required to pay fines for their lack of obtaining the required permits.

Faris Hodge, Jr. expressed concern that Sgt. Gabriel Trevino of the San Antonio Police Department was not tested for alcohol as a result of a car accident that occurred on March 7, 2010. He referenced an article referenced the San Antonio Police Officers that took a detective investigator exam in which there are allegations of cheating. He mentioned that Pope Benedict called on Catholics not to cast stones and expressed concern with the issues at the Hills of Rivermist Subdivision. He referenced a memo from the City Manager in which the regular business hours of City Hall are listed from 7:00 am to 7:00 pm. He expressed concern that the homeless could no longer be fed and stated that the security officers at City Hall should be paid $25 per hour. He asked of the status of Lucky (the Elephant). He stated that the Bexar County Jail should be privatized and again expressed concern with the process followed in appointing a Temporary Acting Councilmember for District 4.

Elsa Gonzalez stated that she was a resident of the Hills of Rivermist Subdivision and expressed concern with the structural defects of her home. She noted that someone had entered her home and attempted to repair the damaged pillars and that she no longer felt safe or secure in her home. She asked the city to support the homeowners in their endeavor and that Pulte/Centex buy the homes from the owners.

Charles Cervantes stated that they had a meeting scheduled with Pulte/Centex and the builder had not attended. He noted that a subsequent meeting had been held and the builder presented information regarding the retaining wall. He expressed concern that Pulte/Centex did not listen to the homeowners.
and noted that the homeowners would be speaking to other prospective buyers of the many issues with the builder.

Nick Calzoncit expressed concern that he was not allowed to bring a sign into the City Council Chambers and stated that he had produced a public access television show for over 20 years. He noted that the producers of the shows had lost access to cameras and staff and asked if the city had been subject to the same loss.

John Schneider stated that he lived on Treewell Glen in the Hills of Rivermist Subdivision and expressed concern that a representative from Pulte/Centex was not in attendance at their scheduled meeting. He spoke of a meeting that had been held with Pulte/Centex on Tuesday in which the builder had provided information on how they would repair the retaining wall. He stated that he was disappointed with the actions of Pulte/Centex and that they deserved better treatment. He thanked Councilmember Williams for his work and recognized Erik Walsh and the San Antonio Police Department for quickly responding to his security concerns. He asked that Pulte/Centex buy the homes back from the owners and that the city ask Pulte/Centex to provide a solution.

Raymond Zavala expressed concern with the campaign signage that had not been removed and spoke in opposition to the Market Square Improvement Funds that had been provided to Centro Alameda. He requested that there be an ordinance against panhandling and spoke in support of feeding the homeless. He asked of a vehicle with a SADA logo that he had seen at 7:01 pm on March 30, 2010 at the intersection of North San Jacinto and West Commerce Streets. He spoke in support of the homeowners of the Hills of Rivermist and requested that the homes be purchased and utilized as homeless shelters. He stated that he would like for the Councilmembers to come back once they leave office to show that they care about the community. He spoke of the challenges that small businesses were encountering and asked that the City Council forego the catered lunches during Council Meetings.

Leon Hernandez spoke in opposition to the Market Square Improvement Funds that had been provided to Centro Alameda. He spoke of the importance of Market Square and the many tourists that visit the area. He noted that the Alameda Museum was important but the funds should be identified elsewhere.

ADJOURNMENT

There being no further discussion, Mayor Pro Tem Clamp adjourned the meeting at 6:47 pm.