

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

A WORK SESSION OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO WAS HELD AT THE HAVEN FOR HOPE CAMPUS ON WEDNESDAY, APRIL 14, 2010 AND A REGULAR MEETING WAS HELD IN THE MUNICIPAL PLAZA BUILDING ON THURSDAY, APRIL 15, 2010.

The San Antonio City Council convened in a Work Session at 2:00 pm Wednesday, **April 14, 2010**, at the Haven for Hope Campus with the following Councilmembers present: Cisneros, Taylor, Ramos, Medina, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro. **ABSENT:** Cantu.

1. STAFF BRIEFING AND TOUR OF THE HAVEN FOR HOPE HOMELESS TRANSFORMATION CAMPUS TO INCLUDE AN OVERVIEW OF THE BUDGET, OPERATIONS, AND HOMELESS STRATEGIC PLAN.

Peter Zanoni, Assistant City Manager spoke of the city's investment in the Haven for Hope Campus, noting that capital support totaled \$27,203,174. He outlined the General Fund Budget for Haven for Hope, Inc. and Service Providers, noting that the city's contribution for FY 2010 totaled \$4.6 million. He reported that they would require \$1.5 million in additional support for FY 2011.

Mr. Zanoni provided an overview of the Haven for Hope Service Providers and the services that they would offer at the campus. He spoke of SAMM Ministries that would operate all residential facilities on campus, as well as coordinate volunteer opportunities and spiritual services. He noted that the San Antonio Food Bank would provide three daily nutritional meals for campus residents and offer culinary training and mentoring for campus residents. He mentioned that the Center for Health Care Services (CHCS) currently operates the Restoration Center for sobering and detox adjacent to the Haven for Hope Campus. They would also operate the Prospects Courtyard at Haven for Hope.

Mr. Zanoni outlined the contract and budget amendments for Prospects Courtyard, noting that \$337,258 in additional resources was requested to provide full services from May through September, 2010. He stated that funds from the Emergency Shelter Grant (ESG) and Dwyer Revenue Funds would be utilized. He noted that \$1.8 million had been requested from the city for the FY 2011 Prospects Courtyard Budget.

Mr. Zanoni stated that they were recommending amendments and enforcement of existing Quality of Life Ordinances, as well as development of a new ordinance in an effort to successfully implement the Transition Plan. He noted that the Quality of Life Ordinances addressed problems within the Downtown Area to include: 1) Sitting/lying in the public right-of-way; 2) Camping in public; 3) Urinating and/or defecating in public; and 4) Aggressive Panhandling. He added that the issue of aggressive panhandling was being reviewed and would be brought forth in the near future. He reported that the area prohibiting sitting or lying in the public right of way would be expanded to the SAMM Shelter Area and Martin Street entrance for the Haven for Hope Campus. Additionally, an ordinance will be adopted to expand the area where possession of open alcoholic beverage containers or public consumption of alcoholic beverages is prohibited and define the Central Business District (CBD). He noted that an ordinance to prevent open containers and public consumption of alcoholic beverages within 1,000 feet of the Haven for

Hope Campus as allowed by State Law and including Garcia Park was also recommended. Lastly, he stated that there were no amendments recommended to the Street Feeding Ordinances.

Dr. Ann Meyers, Vice President of Transformational Services at Haven for Hope spoke of the Mission and Vision and showed a video of the transformation of the campus. She stated that there were 78 non-profit partners that would provide case management, residential services, spiritual services, and many other services. She noted that Prospects Courtyard would offer public restrooms and hot showers, as well as food and spiritual services. She outlined the roles of Haven for Hope, Inc. that would include coordinating partner services on and off campus, master case management, and educational services. She provided a list of Tier I and Tier II Partners and noted that all were critical to the success of the campus.

George Block, Haven for Hope Chief Operating Officer spoke of the number of members and guests that would occupy the Haven for Hope Campus and provided a timeline for the opening of services. He reported that the SAMM Men Residence was scheduled to open on April 26, 2010 through a phase-in process with all men moved from the Dwyer by May 17, 2010. He stated that the SAMM Women Residence would open on May 26, 2010 with all women moved by May 28, 2010. He noted that the SAMM Family Residence would open on June 4, 2010 with the SAMM closing their facility on June 8, 2010 and the Dwyer closing on June 9, 2010. He added that Prospects Courtyard would implement a soft opening on May 22, 2010 with a hard opening on June 15, 2010.

Steve Oswald, Haven for Hope Chief Financial Officer stated that the Haven for Hope operations budget totaled \$7.5 million. He outlined the Campus Capital Funds provided to date and noted that they were still in need of \$2 million. He thanked the city for their support and mentioned that they had requested funds from the State and Bexar County.

Mayor Castro thanked everyone for their work on the Haven for Hope Campus and stated that he was pleased with the great amount of progress that has been made. He spoke of the city's significant contributions to Haven for Hope. Councilmember Ramos thanked everyone for their work on Haven for Hope and asked of the additional \$338,000 requested for Prospects Courtyard. Mr. Zanoni replied that funds would be utilized from ESG Funding and the Dwyer Revenue Fund and that the SAMM and Dwyer Shelters would be closed in June. Ms. Sculley added that the Dwyer Shelter would be sold and the funds would be used for the Haven for Hope Campus. She noted that since federal funds had been utilized for the Dwyer, staff is working with the Congressional Delegation to ensure that the sale of the building is authorized. Councilmember Ramos acknowledged Former Mayor Hardberger for his commitment to Haven for Hope and asked of the budget revisions. Mr. Zanoni responded that revisions to the ESG and Dwyer Revenue Fund would be presented to the City Council at tomorrow's meeting.

Councilmember Ramos asked of the expansion of the CBD. Mr. Zanoni stated that it would be expanded by 50%. Councilmember Ramos requested a transition plan to address homelessness throughout the city. Councilmember Medina recognized the individuals that worked on the Haven for Hope Campus and spoke of the great services already being provided through the dental clinic. He thanked city staff for identifying additional funds for Prospects Courtyard and noted the importance of finding the best use for the SAMM Shelter once it is closed. He stated that he was in support of the quiet zone for the nearby railroad but wanted to ensure that risks were reduced. Mr. Block stated that they were working with Union Pacific regarding same. He noted that Bexar County had expressed concern regarding access to the new jail parking lot and would be meeting with county staff.

Councilmember Lopez spoke of homeless issues throughout the city and asked of a plan to address migration from Downtown to other areas of the city. Mr. Zanoni replied that the Downtown Strategic Plan begins in the Downtown Area but includes addressing homeless issues throughout the city. Dr. Meyers added that they had formed an Outreach Committee to engage the homeless throughout the city to the Haven for Hope Campus. Councilmember Lopez asked of the education of children at Haven for Hope. Dr. Meyers replied that they were working with the San Antonio Independent School District and that all children living at the campus would be provided transportation to and from school.

Councilmember Rodriguez thanked everyone that worked on the Haven for Hope Campus. He asked of the plan to transition individuals from the campus. Dr. Meyers replied that they would be welcoming of all individuals that received services at the campus but that an exit strategy would be identified for them upon arrival. She noted that they would work toward self-sufficiency and that the length of their stay would be determined on a case-by-case basis. Councilmember Rodriguez asked if graduates of the Haven for Hope Program would be involved in mentoring. Dr. Meyers confirmed that an Alumni Club would be formed and that they would follow-up with individuals for 12 months after they depart the campus.

Councilmember Williams recognized the individuals that worked on the Haven for Hope Campus and noted that there was great support for the facility from the community. Councilmember Cisneros also thanked everyone for their work on the Haven for Hope Campus and spoke of the Transition Team that would provide coordinated outreach to the homeless. She asked that the Haven for Hope Staff work with the Veteran Affairs Group located next to the campus and mentioned the importance of volunteers to assist Haven for Hope. She commended the securing of pets at the campus and recommended that an Ecumenical Council be convened at the campus to discuss the amendments to the Quality of Life Ordinances.

Councilmember Taylor thanked everyone for their work on the Haven for Hope Campus and stated that she was excited that the vision had become a reality. She noted the importance of outreach and requested that all organizations that provide services to the homeless work together. Councilmember Lopez asked of the initiatives that would be implemented to break the cycle of homelessness. Mr. Block replied that they were developing a Homeless Management Information System that would collect a great amount of information to identify trends. He mentioned that they were also working with Southwest Research and others to gather data. Councilmember Taylor noted that during the time that she served on the Haven for Hope Board of Directors, she had learned that a common factor among homeless individuals was that they had spent time in the foster care system. She added that it was important to provide funding to programs that support family strengthening.

Mayor Castro stated that individuals should be provided the opportunity to take advantage of the services provided at Haven for Hope but expressed concern with the amount of discretion that would be used by Police Officers when enforcing ordinances. Chief McManus stated that they were asking Police Officers to take a soft approach in dealing with the homeless and were working with Haven for Hope Staff on the transition. He noted that they would continue to train Police Officers on their approach and keep communication open with Haven for Hope and Community Initiatives Staff.

EXECUTIVE SESSION

The Executive Session was not held.

- A. DISCUSS LEGAL ISSUES RELATED TO *DIANA BORJAS, INDIVIDUALLY AND AS NEXT FRIEND OF FABIAN MENDOZA V. CITY OF SAN ANTONIO*, PURSUANT TO TEXAS GOVERNMENT CODE SECTION 551.071 (CONSULTATION WITH ATTORNEY).
- B. DISCUSS LEGAL ISSUES RELATED TO THE POLICE AND FIRE COLLECTIVE BARGAINING AGREEMENTS, PURSUANT TO TEXAS GOVERNMENT CODE SECTION 551.071 (CONSULTATION WITH ATTORNEY).
- C. DELIBERATIONS REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS AND RELATED LEGAL ISSUES PURSUANT TO TEXAS GOVERNMENT CODE SECTIONS 551.087 (ECONOMIC DEVELOPMENT) AND 551.071 (CONSULTATION WITH ATTORNEY).

There being no Executive Session, Mayor Castro adjourned the meeting at 3:46 pm. At this time, the Mayor and Councilmembers toured the Haven for Hope Campus.

The San Antonio City Council convened in a Regular Meeting on Thursday, **April 15, 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, Medina, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro. **ABSENT:** None.

Item 1. The Invocation was delivered by Brandon Smith, guest of Councilmember Ray Lopez, District 6.

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

Item 3. MINUTES

Councilmember Clamp moved to approve the Minutes for the Regular City Council Meeting of April 1, 2010. 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. **NAY:** None. **ABSENT:** Medina.

ITEMS FOR INDIVIDUAL CONSIDERATION

The City Clerk read Item 4:

2010-04-15-0312

Item 4. A PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE AUTHORIZING THE REPROGRAMMING OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM FUNDS IN THE AMOUNT OF \$105,000.00 AVAILABLE FROM CITY COUNCIL DISTRICT 3, BILLA COMMUNITY FAMILY RESOURCE AND LEARNING CENTER TO MISSION DRIVE IN MARQUEE FOR A TOTAL REPROGRAMMING AMOUNT OF \$105,000.00 AND AUTHORIZING

THE AMENDMENT OF THE FY 2010-2015 CAPITAL BUDGET TO REFLECT SAID REPROGRAMMING; AND AUTHORIZING THE ALLOCATION AND APPROPRIATION OF SAID FUNDS.

Mayor Castro opened the Public Hearing.

Nina Nixon-Mendez, Director of Grants Monitoring and Administration stated that on May 18, 2006, reprogramming funds were awarded to the Billa Community Family Resource and Learning Center. She reported that due to lack of sufficient funding to address all necessary repairs, the project has been cancelled. She noted that \$105,000 in Community Development Block Grant (CDBG) funds were available and would be allocated to the Mission Drive-In Marquee Project. She added that the action would require an amendment to the FY 2010-2015 Capital Projects Budget and would not affect the General Fund.

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

Nazirite Ruben Flores Perez stated that he was in support of education but expressed concern with the classroom setup at the Billa Learning Center noting that all of the computer terminals faced the training room walls.

Jack M. Finger spoke in opposition to the reprogramming of funds and asked why the project estimates for the Billa Learning Center were incorrect. He asked that repairs be made with the funds available.

Councilmember Ramos stated that the Billa Learning Center was an important facility but there were not enough funds to address the issues. She expressed her support for the reprogramming of funds, noting that the Mission Drive-In Marquee Project was ready to be implemented. She asked of the estimates that had been provided for the Billa Learning Center. Ms. Nixon-Mendez replied that the project cost had been estimated in 2006 but during the study, other issues had been identified which caused the estimate to significantly increase. Councilmember Ramos asked of the management of the facility. Cindy Schoenmakers, Interim Director of the Department of Community Initiatives (DCI) stated that DCI Staff managed the operations of the learning centers. She noted that she had heard the concerns regarding the classroom setup and would follow up with staff. She added that there would be no impact to the programs. Councilmember Ramos stated that the Mission Drive-In Marquee Project was a flagship development located near the San Antonio River Improvements Project and the Historic San Antonio Missions.

Mayor Castro closed the Public Hearing.

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, Medina, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro. **NAY:** None. **ABSENT:** None.

POINT OF PERSONAL PRIVILEGE

Councilmember Medina recognized students from the Rhodes Middle School Young Achievers Program that were in attendance and noted that the middle school was close to his District Office on Guadalupe Street. He commended them for their participation in the program and thanked the Boys and Girls Club in sponsoring the program. Councilmember Ramos recognized Jim Watson of the Boys and Girls Club and the Rhodes Middle School Students for being in attendance.

CONSENT AGENDA ITEMS 5-25

Consent Agenda Items 6C, 16A, 16B, 19D, and 20 were pulled for Individual Consideration. It was noted that Items 17, 18A and 18B were pulled from the agenda by City Staff. City Clerk Leticia M. Vacek stated that regarding Item 11; the correct amount should read \$4,391,560.

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

Sallie Scott, William White and Randy Murdock representing the Friends of Animal Care Services addressed the Council. Ms. Scott thanked the City Council for their support and noted that Friends of Animal Care Services were awarded two grants this year. She noted that as a 501c-3, they are hoping to make improvements to the facility outside the city budget. She reported that their mission was to help the city reach a No-Kill Goal by 2012 and to educate the public. Mr. White, current Chair of the ACS Board acknowledged city staff and their work in Animal Care Services. He stated that the Brackenridge Park Site was a good location for the adoption facility which was outlined in the strategic plan. Mr. Murdock, Vice President of the Friends of Animal Care Services thanked the City Council for their support.

The Mayor and Council commended the Friends of Animal Care Services and Animal Care Services Board Members for their work in the community and efforts to support the city's No-Kill Goal by 2012.

Nazirite Ruben Flores Perez stated that regarding Item 13; there is a lot of contamination in the Kelly Air Force Base area. He noted that he was in support of the work of the Centers for Disease Control but expressed concern that the project was moving too quickly.

Jack M. Finger spoke in opposition to the Runway Extension Project referenced in Item 6, noting that the City Council had received campaign contributions from AECOM. He stated that he was against the ordinances related to Haven for Hope in Item 19 and that the surrounding neighborhood had not been notified of the amendments.

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

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

2010-04-15-0313

Item 5. AN ORDINANCE ACCEPTING THE BIDS FROM KINLOCH EQUIPMENT & SUPPLY, INC. AND GRANDE TRUCK CENTER FOR THE PURCHASE OF 2 VACUUM, SEWER AND CATCH

BASIN CLEANING TRUCKS FOR A TOTAL COST OF \$628,304.00, FUNDED FROM THE EQUIPMENT RENEWAL AND REPLACEMENT FUND.

Item 6. CONSIDERATION OF THE FOLLOWING ORDINANCES RELATING TO THE RUNWAY 3/21 EXTENSION PROJECT AT SAN ANTONIO INTERNATIONAL AIRPORT LOCATED IN COUNCIL DISTRICT 9:

2010-04-15-0314

A. AN ORDINANCE AUTHORIZING A MEMORANDUM OF AGREEMENT BETWEEN THE FEDERAL AVIATION ADMINISTRATION AND THE CITY OF SAN ANTONIO.

2010-04-15-0315

B. AN ORDINANCE AUTHORIZING A NOVATION AGREEMENT WITH AECOM TECHNICAL SERVICES, INC.

2010-04-15-0317

Item 7. AN ORDINANCE AUTHORIZING THE ISSUANCE OF A \$235,008.60 JOB ORDER TO ALPHA BUILDING CORPORATION FOR THE ALAMODOME RESTROOM RENOVATION PROJECT, A HOTEL OCCUPANCY TAX RENEWAL CAPITAL FACILITIES FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 1.

2010-04-15-0318

Item 8. AN ORDINANCE AWARDDING A CONSTRUCTION CONTRACT TO R.L JONES COMPANY, INC. IN THE AMOUNT OF \$2,168,451.75, OF WHICH \$602,020.00 WILL BE REIMBURSED BY THE SAN ANTONIO WATER SYSTEM, FOR THE N. HEIN (W.W. WHITE - W. HEIN) AND W. HEIN (RICE - N. HEIN) PROJECT, AN AUTHORIZED 2007 GENERAL OBLIGATION BOND FUNDED PROJECT LOCATED IN COUNCIL DISTRICT 2.

2010-04-15-0319

Item 9. AN ORDINANCE AWARDDING A CONSTRUCTION CONTRACT TO J. SANCHEZ CONTRACTING, INC. IN THE AMOUNT OF \$224,547.58 FOR THE NORTH NEW BRAUNFELS SIDEWALKS FROM EISENHauer TO NACOGDOCHES PROJECT; AN AUTHORIZED 2007-2012 GENERAL OBLIGATION BOND PROJECT LOCATED IN COUNCIL DISTRICT 10.

2010-04-15-0320

Item 10. AN ORDINANCE AUTHORIZING A TEN-YEAR LICENSE AGREEMENT WITH H.E. BUTT GROCERY COMPANY TO INSTALL BOLLARDS, NARROW THE NORTH-BOUND MOTOR VEHICLE LANE, AND MOVE THE BICYCLE LANE FIVE FEET OUT FROM THE CURB SO AS TO RESERVE A FIVE-FOOT BUFFER BETWEEN THE BICYCLE LANE AND THE CURB, IN COUNCIL DISTRICT 1 FOR A FEE OF \$8,150.00.

2010-04-15-0321

Item 11. AN ORDINANCE AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION AND THE ACCEPTANCE OF UP TO \$4,391,560.00, UPON AWARD, FROM THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE 2010 TEXAS NEIGHBORHOOD STABILIZATION PROGRAM RE-ALLOCATION.

2010-04-15-0322

Item 12. AN ORDINANCE RATIFYING A GRANT APPLICATION SUBMITTED BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT TO THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES AND AUTHORIZING THE ACCEPTANCE OF UP TO \$300,000.00 FOR THE EIGHTEEN MONTH PERIOD OF APRIL 15, 2010 THROUGH OCTOBER 31, 2011.

2010-04-15-0323

Item 13. AN ORDINANCE AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION AND THE ACCEPTANCE OF UP TO \$500,000.00, UPON AWARD, FROM THE CENTERS FOR DISEASE CONTROL AND PREVENTION TO CONTINUE A HEALTH EDUCATION AND SCREENING PROGRAM IN THE COMMUNITY SURROUNDING THE FORMER KELLY AIR FORCE BASE.

2010-04-15-0324

Item 14. AN ORDINANCE AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION, AND THE ACCEPTANCE OF UP TO \$1,316,488.00 UPON AWARD, FROM THE TEXAS DEPARTMENT OF AGRICULTURE TO FUND THE 2010 SUMMER FOOD SERVICE PROGRAM OPERATED BY THE PARKS AND RECREATION DEPARTMENT FOR THE PERIOD OF JUNE 14, 2010 THROUGH AUGUST 20, 2010.

Item 15. APPOINTING MARI AGUIRRE (MAYORAL) TO THE SAN ANTONIO PUBLIC LIBRARY BOARD OF TRUSTEES FOR THE REMAINDER OF AN UNEXPIRED TERM OF OFFICE TO EXPIRE SEPTEMBER 30, 2010 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 17-PULLED FROM AGENDA BY STAFF

Item 17. AN ORDINANCE AUTHORIZING AN AMENDMENT TO AN EXISTING LEASE FROM BROOKS DEVELOPMENT AUTHORITY FOR KENNEL SPACE TO SHELTER ANIMALS FOR ANIMAL CARE SERVICES AT 2614 ENOS STREET WITHIN THE BROOKS CITY-BASE DEVELOPMENT IN COUNCIL DISTRICT 3, AND AUTHORIZING FUNDING IN AN AMOUNT OF \$125,000.00 TO REPAIR KENNEL FACILITIES.

Item 18. CONSIDERATION OF THE FOLLOWING ORDINANCES RELATED TO KENNEL SPACE LOCATED AT BROOKS CITY BASE FOR USE BY ACS AND THE ANIMAL CARE ADOPTION/SPAY AND NEUTER FACILITY PROJECT:

ITEM 18A – PULLED FROM AGENDA BY STAFF

- A. AN ORDINANCE AMENDING THE FY 2010 GENERAL FUND BUDGET AND AUTHORIZING NINE (9) ADDITIONAL AUTHORIZED POSITIONS TO THE ANIMAL CARE SERVICES DEPARTMENT.

ITEM 18B – PULLED FROM AGENDA BY STAFF

- B. AN ORDINANCE AMENDING THE FY 2010-2015 CAPITAL IMPROVEMENT PROGRAM (CIP) BUDGET BY REALLOCATING PROJECT FUNDS TO THE ANIMAL CARE ADOPTION/SPAY AND NEUTER FACILITY PROJECT.

Item 19. CONSIDERATION OF THE FOLLOWING ORDINANCES RELATED TO HAVEN FOR HOPE AND HOMELESS TRANSFORMATION SERVICES:

2010-04-15-0326

- A. AN ORDINANCE AMENDING CHAPTER 21 OF THE SAN ANTONIO CITY CODE EXPANDING THE BOUNDARIES TO PROHIBIT SITTING OR LYING DOWN IN THE RIGHT-OF-WAY IN PUBLIC PLACES.

2010-04-15-0327

- B. AN ORDINANCE AMENDING CHAPTER 4, ALCOHOLIC BEVERAGES, OF THE SAN ANTONIO CITY CODE TO ADJUST THE GEOGRAPHIC BOUNDARIES TO PROHIBIT POSSESSION OF AN OPEN CONTAINER OF ANY ALCOHOLIC BEVERAGE OR THE PUBLIC CONSUMPTION OF ALCOHOLIC BEVERAGES IN THE CENTRAL BUSINESS DISTRICT OF THE CITY OF SAN ANTONIO AND DEFINING THE INTENDED AREA.

2010-04-15-0328

- C. AN ORDINANCE AMENDING CHAPTER 4, ALCOHOLIC BEVERAGES, OF THE SAN ANTONIO CITY CODE TO PROHIBIT OPEN CONTAINERS AND PUBLIC CONSUMPTION OF ALCOHOLIC BEVERAGES WITHIN 1,000 FEET OF THE HAVEN FOR HOPE CAMPUS AS PERMITTED BY STATE LAW.

2010-04-15-0331

Item 21. AN ORDINANCE AUTHORIZING A MEMORANDUM OF AGREEMENT BETWEEN THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT AND THE BEXAR COUNTY COMMUNITY HEALTH COLLABORATIVE TO FORMALIZE ROLES IN RELATION TO THE 2010 BEXAR COUNTY COMMUNITY HEALTH ASSESSMENT AND COMMUNITY HEALTH IMPROVEMENT PLAN.

2010-04-15-0332

Item 22. AN ORDINANCE AUTHORIZING AN INSURANCE AGREEMENT WITH STAR INSURANCE COMPANY IN AN AMOUNT UP TO \$584,111.00 FOR EXCESS WORKERS' COMPENSATION AND EXCESS LIABILITY INSURANCE FOR A ONE YEAR POLICY BEGINNING MAY 1, 2010 FUNDED BY THE FY 2010 BUDGET.

2010-04-15-0333

Item 23. AN ORDINANCE AUTHORIZING AN INSURANCE AGREEMENT WITH ACE USA INSURANCE COMPANY IN AN AMOUNT UP TO \$55,500.00 FOR AIRPORT OWNERS AND OPERATORS INSURANCE FOR A THREE YEAR POLICY BEGINNING MAY 1, 2010 FUNDED BY THE FY 2010 BUDGET.

2010-04-15-0334

Item 24. AN ORDINANCE AUTHORIZING AN INSURANCE AGREEMENT WITH ACE USA INSURANCE COMPANY IN AN AMOUNT UP TO \$223,805.00 FOR AIRCRAFT HULL AND LIABILITY INSURANCE FOR A ONE YEAR POLICY BEGINNING MAY 1, 2010 FUNDED BY THE FY 2010 BUDGET.

2010-04-15-0335

Item 25. AN ORDINANCE ADOPTING A FLEET ENVIRONMENTAL ACQUISITION POLICY, CONSISTENT WITH THE CITY OF SAN ANTONIO'S "MISSION VERDE" SUSTAINABILITY PLAN, THAT WILL GUIDE FUTURE VEHICLE AND FUEL ACQUISITIONS FOR THE CITY'S FLEET.

[CONSENT AGENDA ITEMS CONCLUDED]

POINT OF PERSONAL PRIVILEGE

Councilmember Medina recognized Jim Watson, Executive Director of the Boys and Girls Clubs of San Antonio. Mr. Watson stated that the Young Achievers Program worked with eighth grade students to prepare them for college. He noted that they provided adult mentors during the second phase of the program and requested that the program be replicated in other areas of the city. Mayor Castro thanked Mr. Watson and the students for their participation and asked them to keep working hard to achieve their dreams.

ITEMS PULLED FOR INDIVIDUAL CONSIDERATION

The City Clerk read the caption for Item 6C:

2010-04-15-0316

Item 6C. AN ORDINANCE AMENDING THE PROFESSIONAL SERVICES AGREEMENT WITH AECOM TECHNICAL SERVICES, INC. IN THE TOTAL AMOUNT OF \$1,993,787.00 FOR DESIGN AND CONSTRUCTION SERVICES.

Councilmember Chan asked of the high cost of the change order. Frank Miller, Aviation Director responded that the contract had been awarded in 2007 and did not anticipate having the funds to complete 100% of the design. He explained that additional federal funds were now available, thus, they could complete the design phase. In response to Councilmember Chan, he confirmed that the scope of work had not changed and that it had been understood that there would not be a new selection process. Councilmember Ramos requested a history of AECOM's city projects and their performance.

Councilmember Chan moved to adopt the proposed Ordinance for Item 6C. Councilmember Clamp seconded the motion.

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

The City Clerk read the captions for Items 16A and 16B:

Item 16. CONSIDERATION OF THE FOLLOWING RELATING TO FRIENDS OF ANIMAL SERVICES:

2010-04-15-0020R

A. A RESOLUTION RECOGNIZING FRIENDS OF ANIMAL SERVICES AS A COLLABORATOR WITH ACS AS A FUNDRAISING ORGANIZATION TO HELP ACHIEVE ACS' MISSION.

2010-04-15-0325

B. AN ORDINANCE AUTHORIZING A CONTRACT WITH FRIENDS OF ANIMAL SERVICES WHICH WILL PROVIDE \$25,000.00 FOR ANIMAL CARE SERVICES (ACS) TO PROVIDE SPAY/NEUTER SERVICES FOR THE PERIOD OF OCTOBER 1, 2009 THROUGH JULY 4, 2010.

Gary Hendel, Director of Animal Care Services addressed the Council and recognized the Friends of Animal Care Services for their fundraising efforts. He noted that they had received several grants and were working with staff to achieve the No Kill Goal by 2012.

Councilmember Cisneros stated that she was in support of the work of the Friends of Animal Care Services but asked that the funds be provided throughout the entire city rather than for specific districts. Mr. Hendel replied that the grant was written by the Friends of Animal Care Services utilizing statistics of the highest incidents of strays. He noted that low cost vaccinations are scheduled throughout all Council Districts. He added that they had submitted two other grant applications that would encompass the entire city. Councilmember Cisneros asked of the dog that had tested positive for rabies. Mr. Hendel replied that the original test had been positive but a follow-up test was negative. Councilmember Cisneros commended city staff for being available on the weekend.

Councilmember Chan stated that in order to reach the No Kill Goal; there needs to be a balance between spay/neuter and picking up strays. She asked of the status of the adoption facility at Brackenridge Park. T.C. Broadnax, Assistant City Manager replied that the items that had been pulled from the agenda included the city transferring funds to an existing project in the Brackenridge Park area. This would have completed the funding for design and construction of the adoption facility. He added that they were working with the Brooks Development Authority (BDA) to discuss lease arrangements and needed their commitment in order to transfer the funds. He mentioned that they would work with the CIMS Department and partners in the Brackenridge Park Area regarding the design of the structure. Councilmember Ramos thanked the BDA for their partnership. Councilmember Taylor thanked staff for their work and stated that she looked forward to the new kennels at Brooks. She noted that she would be hosting the kick-off for Dog Awareness Week on June 12, 2010. Councilmembers Ramos and Medina thanked everyone involved in the project.

Councilmember Cisneros moved to approve the Resolution for Item 16A and adopt the proposed Ordinance for Item 16B. Councilmember Chan seconded the motion.

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

The City Clerk read the caption for Item 19D:

2010-04-15-0329

Item 19D. A PUBLIC HEARING AND ORDINANCE AUTHORIZING THE REPROGRAMMING OF FY 2009-2010 EMERGENCY SHELTER GRANT (ESG) PROGRAM FUNDS IN THE AMOUNT OF \$222,000.00 AVAILABLE FROM THE DWYER AVENUE CENTER TO THE CENTER FOR HEALTH CARE SERVICES (CHCS) - PROSPECTS COURTYARD (PCY) AND AUTHORIZING THE CLOSE-OUT AND CANCELLATION OF AFFECTED PROJECTS AND THE CREATION OF NEW PROJECTS AND PROJECT BUDGETS; AUTHORIZING THE REALLOCATION OF FUNDS

IN THE AMOUNT OF \$115,258.00 AVAILABLE FROM THE DWYER REVENUE TRUST FUND TO HAVEN FOR HOPE OF BEXAR COUNTY FOR PCY SECURITY, AND THE REALLOCATION OF FY 2010 ADOPTED GENERAL FUNDS IN THE AMOUNT OF \$216,000.00 AVAILABLE FROM HAVEN FOR HOPE OF BEXAR COUNTY TO CHCS; AND AUTHORIZING THE NEGOTIATION AND EXECUTION OF AN INTERLOCAL AGREEMENT WITH CHCS FOR THE OPERATION OF THE PCY AT THE CAMPUS IN THE AMOUNT OF \$438,000.00, BEGINNING ON APRIL 15, 2010 THROUGH SEPTEMBER 30, 2010, AND A CONTRACT AMENDMENT WITH HAVEN FOR HOPE OF BEXAR COUNTY FOR PCY SECURITY IN THE AMOUNT \$343,000.00, BEGINNING ON APRIL 15, 2010 AND ENDING SEPTEMBER 30, 2010.

Councilmember Chan asked of the funding provided by the City of San Antonio for Prospects Courtyard at the Haven for Hope Campus. Peter Zanoni, Assistant City Manager replied that the cost to operate Prospects Courtyard totaled \$1.8 million with two service providers. He stated that the Center for Healthcare Services would receive \$1 million for maintenance, caseworker, and outreach services, while \$800,000 would be provided to Haven for Hope, Inc. for security. Councilmember Chan asked of other organizations that provide feeding services to the homeless. Mr. Zanoni responded that he was not aware of all of the organizations but the San Antonio Community of Churches has a membership of over 140 organizations that feed the homeless. Councilmember Chan stated that she would like to see a feasible plan to address feeding services so that all interested parties can participate.

Councilmember Williams stated that the Haven for Hope Campus was a new concept and that there should be flexibility in regard to the budget. He spoke of the importance of Prospects Courtyard and the need for security. Councilmember Clamp expressed his support for the Haven for Hope Campus and the consolidation of services. He asked if the alcohol ban was needed outside of the CBD. Michael Bernard, City Attorney replied that the courts required it to be in a defined area and that court cases from other jurisdictions clarified that it could not be implemented on a citywide basis. Councilmember Clamp requested that staff work with his office to address the issue of aggressive panhandling.

Councilmember Cisneros expressed her support for the Haven for Hope Campus and recognized everyone that worked on the project. Councilmember Medina thanked everyone involved and stated that San Antonio was moving in the right direction to help those in need. Temporary Acting Councilmember Cantu also thanked everyone that worked on the project and noted that the resources at the Haven for Hope Campus were available to the rest of the community. Mayor Castro stated that it was an important mission to serve the homeless in San Antonio. He asked that the ordinances be enforced with compassion and not in a heavy-handed way. He added that he was confident that the Police Department would understand that and conduct their operations appropriately.

Councilmember Cisneros moved to adopt the proposed Ordinance for Item 19D. Councilmember Ramos seconded the motion.

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

The City Clerk read the caption for Item 20:

2010-04-15-0330

Item 20. AN ORDINANCE AUTHORIZING THE REPROGRAMMING OF COMMUNITY DEVELOPMENT BLOCK GRANT RECOVERY (CDBG-R) PROGRAM FUNDS IN THE AMOUNT OF \$189,315.00, AVAILABLE FROM CITY COUNCIL DISTRICT 3, TOPEKA STREET SIDEWALKS PROJECT TO THE MISSION DRIVE-IN LIBRARY PROJECT, FOR A TOTAL REPROGRAMMING AMOUNT OF \$189,315.00; AMENDING THE FY 2010-2015 CAPITAL BUDGET TO REALLOCATE \$189,315.00 IN CERTIFICATES OF OBLIGATION FROM THE MISSION DRIVE-IN LIBRARY PROJECT TO THE MISSION DRIVE-IN SITE DEVELOPMENT PROJECT.

Councilmember Ramos requested the grand total from all sources that have been allocated for site development of the Mission Drive-In Library.

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, Medina, Williams, Chan, Clamp, and Mayor Castro. **NAY:** None. **ABSENT:** Lopez and Rodriguez.

POINT OF PERSONAL PRIVILEGE

Councilmember Ramos recognized individuals representing City Year, Texas Youth Commission and Bexar County Juvenile Probation Department in attendance. She stated that they were celebrating the 5th Annual District 3 Shavano Road Youth Clean-Up. Llyas Salahud-din of City Year addressed the Council and stated that their organization was dedicated to engaging youth in service and ensuring that they graduate from high school. He noted that City Year was the lead organization for Global Youth Services Day and would be performing community service projects in the area surrounding the Texas A&M University San Antonio Campus. Mayor Castro thanked City Year for their work in the community and serving as role models for the city's youth.

Item 26. CITY MANAGER'S REPORT

A. DESTINATION MARKETING ACCREDITATION PROGRAM

Ms. Sculley reported that in March 2010, Destination Marketing Association International announced that the San Antonio Convention and Visitor's Bureau (CVB) had received the Destination Marketing Accreditation, the global industry standard for consistency in professionalism and effectiveness in tourism activities. She stated that it was the first time that San Antonio had received the accreditation and that it recognizes destination marketing organizations that meet or exceed industry standards in 87 categories. She recognized CVB Staff and Ernest Bromley for their work on the city's branding. She noted that San Antonio had been featured in the New York Times on Sunday, April 4, 2010.

B. UPDATE ON EFFORTS TO DEVELOP A PLASTIC SHOPPING BAGS POLICY TO IMPROVE THE ENVIRONMENT

Item B was not addressed.

C. 2010 COMMUNITY SURVEY

Ms. Sculley stated that the city would be conducting the second biennial community survey and the results would be finalized over the summer. She noted that the purpose of the survey was to receive feedback from residents regarding city services and identify areas for improvement.

Mayor Castro thanked staff for their work in marketing San Antonio for leisure travel. Councilmember Cisneros also recognized the CVB and Mr. Bromley for their work in marketing San Antonio.

RECESSED

Mayor Castro recessed the meeting at 10:56 am to break for lunch and noted that the meeting would resume at 2:00 pm for Zoning.

RECONVENED

Mayor Castro reconvened the meeting at 2:04 pm and addressed the Consent Zoning Items.

CONSENT ZONING ITEMS

Mayor Castro announced that the only item to be addressed individually would be Item Z-5. He called upon those registered to speak under the Consent Zoning Agenda.

Nazirite Ruben Flores Perez stated that he was in support of the Overlay District in Item Z-1 and expressed concern with the amount of funds that have been spent by the United States Air Force to clean-up Kelly.

Jack M. Finger spoke in opposition to the historic designation in Item Z-1 and noted that several individuals had also expressed their opposition to the rezoning. He stated that he was against the rezoning in Item Z-4 for the Haven for Hope Campus and the Payday Loan Agency rezoning in Item Z-8.

Edith Stockhardt spoke in support of the historic designation in Item Z-1. She stated that she would like to protect the future of the home and mentioned a few quotes from a book entitled "Makers of San Antonio." She added that there were few properties that were tied to George Washington and worthy of historic designation.

Councilmember Ramos made a motion to approve the following rezoning cases, noting that Staff and Zoning Commission recommendation were to approve: Z-1, Z-2, Z-3, Z-4, Z-6, Z-7 and Z-8. Councilmember Cisneros seconded the motion.

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

2010-04-15-0336

Item Z-1. **ZONING CASE # Z2010049 HS (District 2):** An Ordinance amending the Zoning District Boundary from "RM-4 AHOD" Residential Mixed Airport Hazard Overlay District to "HS RM-4 AHOD"

Historic Significant Residential Mixed Airport Hazard Overlay District on the east 153.2 feet of the north 128 feet of Lot D, NCB 6399 located at 403 St. Anthony Avenue. Staff and Zoning Commission recommend approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: THE EAST 153.2 FEET OF THE NORTH 128 FEET OF LOT D, NCB 6399 TO WIT: FROM "RM-4 AHOD" RESIDENTIAL MIXED AIRPORT HAZARD OVERLAY DISTRICT TO "HS RM-4 AHOD" HISTORIC SIGNIFICANT RESIDENTIAL MIXED AIRPORT HAZARD OVERLAY DISTRICT.

2010-04-15-0337

Item Z-2. **ZONING CASE # Z2010062 CD (District 2):** An Ordinance amending the Zoning District Boundary from "C-2" Commercial District to "C-2NA CD" Commercial Nonalcoholic Sales District with a Conditional Use for Auto and Light Truck Repair on Lot 9, Block 9, NCB 18449 located at 5335 New Sulphur Springs. 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 9, BLOCK 9, NCB 18449 TO WIT: FROM "C-2" COMMERCIAL DISTRICT TO "C-2NA CD" COMMERCIAL NONALCOHOLIC SALES DISTRICT WITH A CONDITIONAL USE FOR AUTO AND LIGHT TRUCK REPAIR PROVIDED ALL CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

2010-04-15-0338

Item Z-3. **ZONING CASE # Z2010065 (District 4):** An Ordinance amending the Zoning District Boundary from "R-6 AHOD" Residential Single-Family Airport Hazard Overlay District" to "C-2 AHOD" Commercial Airport Hazard Overlay District on 4.899 acres out of NCB 15299 located on the 5300 Block of West Military Drive. 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: 4.900 ACRES OUT OF NCB 15299 TO WIT: FROM "R-6 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "C-2 AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT.

2010-04-15-0339

Item Z-4. **ZONING CASE # Z2010070 (District 5):** An Ordinance amending the Zoning District Boundary from "I-2 AHOD" Heavy Industrial Airport Hazard Overlay District to "MF-50 IDZ AHOD" Multi-Family Infill Development Zone Airport Hazard Overlay District on Lot 25, Block 4, NCB 2211 located at 724 North San Marcos. 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

25, BLOCK 4, NCB 2211 TO WIT: FROM "I-2 AHOD" HEAVY INDUSTRIAL AIRPORT HAZARD OVERLAY DISTRICT TO "MF-50 IDZ AHOD" MULTI-FAMILY INFILL DEVELOPMENT ZONE AIRPORT HAZARD OVERLAY DISTRICT.

2010-04-15-0340

Item Z-6. **ZONING CASE # Z2010061 CD (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 to "C-2 CD GC-1 MLOD-1" Commercial Hill Country Gateway Corridor Military Lighting Overlay District with a Conditional Use for Storage - Outside (Open With No Screening Required) on Lot 1, Block 1, NCB 18336 located at 21195 Interstate Highway 10 West. 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 1, BLOCK 1, NCB 18336 TO WIT: FROM "C-2 GC-1 MLOD-1" COMMERCIAL HILL COUNTRY GATEWAY CORRIDOR MILITARY LIGHTING OVERLAY DISTRICT TO "C-2 CD GC-1 MLOD-1" COMMERCIAL HILL COUNTRY GATEWAY CORRIDOR MILITARY LIGHTING OVERLAY DISTRICT WITH A CONDITIONAL USE FOR STORAGE - OUTSIDE (OPEN WITH NO SCREENING REQUIRED) PROVIDED ALL CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

2010-04-15-0341

Item Z-7. **ZONING CASE # Z2010057 (District 10):** An Ordinance amending the Zoning District Boundary from "I-1 AHOD" General Industrial Airport Hazard Overlay District, "I-2 AHOD" Heavy Industrial Airport Hazard Overlay District and "C-3 AHOD" General Commercial Airport Hazard Overlay District to "BP AHOD" Business Park Airport Hazard Overlay District on 84.011 acres out of NCB 15683, located on a portion of 12065 Bulverde 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: 84.011 ACRES OUT OF NCB 15683 TO WIT: FROM "I-1 AHOD" GENERAL INDUSTRIAL AIRPORT HAZARD OVERLAY DISTRICT, "I-2 AHOD" HEAVY INDUSTRIAL AIRPORT HAZARD OVERLAY DISTRICT AND "C-3 AHOD" GENERAL COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT TO "BP AHOD" BUSINESS PARK AIRPORT HAZARD OVERLAY DISTRICT.

2010-04-15-0342

Item Z-8. **ZONING CASE # Z2010063 S (District 1):** An Ordinance amending the Zoning District Boundary from "C-2 AHOD" Commercial Airport Hazard Overlay District to "C-2 S AHOD" Commercial Airport Hazard Overlay District with a Specific Use Authorization for a Pay Day Loan Agency on Lots 18 and 19, Block 4, NCB 9795 located at 4618 Blanco 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: LOTS 18 AND 19, BLOCK 4, NCB 9795 TO WIT: FROM "C-2 AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT TO "C-2 S AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT WITH A SPECIFIC USE AUTHORIZATION FOR A PAY DAY LOAN AGENCY PROVIDED ALL CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

[CONSENT ZONING ITEMS CONCLUDED]

INDIVIDUAL ZONING ITEMS

CONTINUED

Item Z-5. **ZONING CASE #Z2009165 HS (District 7):** An Ordinance amending the Zoning District Boundary from "C-2 AHOD" Commercial Airport Hazard Overlay District to "HS C-2 AHOD" Historic Significant Commercial Airport Hazard Overlay District on the northeast 522 feet of Lot 6, NCB 8349 located at 3031 West Woodlawn Avenue. Staff and Zoning Commission recommend approval. Continuance from March 18, 2010.

Chris Looney stated that staff and the Zoning Commission recommended approval but the property has changed ownership during the rezoning process. He noted that the previous property owner had indicated that they were opposed to the designation of historic significant and were awaiting written confirmation from the new property owner regarding their position. He added that due to the opposition on record, it would require nine votes for approval.

Councilmember Ramos moved to continue said item for 60 days to June 17, 2010. Councilmember Clamp seconded the motion.

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

Mayor Castro recessed the meeting at 2:21 pm and noted that the meeting would resume at 5:00 pm for Ceremonials.

CEREMONIALS

Mayor Castro reconvened the meeting at 5:07 pm and addressed the Ceremonials.

Mayor Castro presented a Proclamation to Mr. Baltazar "Walter" Serna who was chosen as El Rey Feo LXII representing the LULAC Council #2 Scholarship Committee during Fiesta 2010. It was noted that the mission of the committee is to financially support the aspiration of deserving high school seniors to obtain a college education. "The Ugly King" presented his official Fiesta Medal to the Mayor and Council.

Mayor Castro presented a Proclamation to the San Antonio Conservation Society in recognition of "A Night in Old San Antonio" (NIOA) April 20-23, 2010. The four-night event is held in the La Villita National Historic District, and celebrates San Antonio's diverse cultural heritage. NIOA showcases 15

ethnic-themed areas, more than 250 food and drink booths, and over 20 regional bands and dance troops to provide entertainment to nearly 85,000 attendees.

The Centro San Antonio Amigos, celebrating 10 years of service, presented their 2010 Fiesta Medal to the Mayor and Council. It was noted that the Amigos serve as goodwill ambassadors, assisting users and paying additional attention to the overall appearance of Downtown San Antonio.

Mrs. Vacek reported that the display case on the second floor outside the Office of the City Clerk showcased the history of Fiesta in San Antonio. She invited the City Council to display their Fiesta Medals.

CITIZENS TO BE HEARD

Mayor Castro called upon the individuals registered to speak.

Brian Ramirez stated that he was a resident of the Hills of Rivermist and expressed concern with the poorly-built development. He asked why no fines would be assessed to Pulte/Centex and spoke of the challenges being faced by the individuals that can no longer live in their homes. He expressed concern that individuals were being pressured to sell their homes back or would no longer be provided housing assistance. He spoke of issues with checking-in with a guard to enter his neighborhood and with the high weeds growing around the vacant homes. He asked that the city provide better permit enforcement in the future.

Charles Cervantes stated that he was a resident of the Hills of Rivermist and expressed concern that the residents have not been involved in the decision making process. He referenced a meeting that had been cancelled by Pulte/Centex and noted that a new retaining wall would not address the problem which was loose-filled dirt. He noted that Pulte/Centex did not have the best interest of the homeowners in mind when making decisions and that the \$300,000 in fines should be assessed to the builder. He asked for the city to deny permits for the new retaining wall and to stand by the residents.

Mark Perez expressed concern with the lack of response to his request for information by the Planning and Development Services Department and City Attorney's Office. He spoke of illegal tanks being stored at the facility located at 4702 Goldfield. He referenced Section 2-54 of the City's Ethics Code noting that there could be penalties for not reporting violations of provisions of the Ethics Code. He stated that he had worked at Tetco and been exposed to hazardous chemicals which led to the birth of stillborn twins. He expressed concern that facilities were not submitting to the required permits from the Fire Department.

Damon Mason expressed concern with public safety in San Antonio and spoke of a drunk driving accident that occurred on the Pan Am Expressway near Broadway in which a female was killed. He stated that he had been confronted by an individual while waiting for the cross-town bus and asked why the bus system was so slow. He asked that there be more police patrol along transit corridors.

Nick Calzoncit spoke of his work in the Harlandale Independent School District. He stated that over 40 years ago, he had implemented a number of effective programs for the District. He noted that he had witnessed a great amount of discrimination against women and worked to address the issue through implementing programs geared toward females. He expressed concern that he no longer had access to the studio and cameras for his public access television program.

Marco A. Lopez stated that he was a resident of the Hills of Rivermist and lived on Treewell Glen across from the retaining wall. He expressed concern that Pulte/Centex Representative Mr. Darnell had agreed to a one-on-one meeting with the residents and had not contacted them in over two weeks. He noted that the homeowners should be treated with respect and that his family no longer felt safe living in their home. He asked that city staff deny permits for Pulte/Centex to build the new retaining wall.

Faris Hodge, Jr. referenced the new City Ordinance that requires bicycle lighting and stated that half of the lights of the San Antonio Bike Patrol were not working. He spoke in support of the new Breath Alcohol Testing Van. He noted that the Department of Public Safety would investigate the fatal crash involving San Antonio Police Sergeant Gabe Treviño but expressed concern that there was no longer any evidence. He mentioned that sobriety tests would now be required for city employees involved in vehicle accidents and that Pope Benedict called on Catholics not to cast stones. He spoke of the San Antonio Police Officers accused of cheating on the Detective Investigator Exam and thanked Mayor Castro for requesting the establishment of a procedure to fill City Council vacancies. He spoke of Martin Luther King's march for civil rights and Rosa Parks who had refused to give up her seat on the bus.

Raymond Zavala requested a detailed financial report from CPS Energy and expressed concern that only Councilmember Lopez had responded to his proposed ordinance regarding aggressive panhandling. He spoke of issues with the barricade and fencing in the city lot located next to his home and asked the city not to access the area through his property. He expressed concern with the flower vendors that had been asked to vacate the Las Palmas HEB parking lot on Easter Sunday, noting that four Code Compliance Officers and one Police Officer was a waste of staff time.

Joykutty John stated that he was a resident of the Hills of Rivermist and expressed concern with the new retaining wall that was being built. He noted that it would not address the problem and that innocent people would be harmed. He mentioned that his family was suffering and could not sleep at night. He asked the Council for their assistance.

ADJOURNMENT

There being no further discussion, Mayor Castro adjourned the meeting at 6:40 pm.

APPROVED


JULIAN CASTRO
MAYOR

Attest: 
LETICIA M. VACEK, TRMC/CMC
City Clerk