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, October 20, 2010, Municipal Plaza Building with the following Councilmembers present: Cisneros, Taylor, Ramos, Cortez, Medina, Lopez, Chan, and Mayor Castro. ABSENT: Rodriguez, Williams, and Clamp.

1. BRIEFING ON THE SA 2020 VISIONING PROCESS.

Mayor Castro announced that the SA 2020 Kick-Off had been very successful with over 1,000 individuals in attendance. He recognized the members of the Steering Committee and thanked them for their participation. He introduced Graham Weston, SA 2020 Tri-Chair and Elaine Mendoza, Steering Committee Member. Mr. Weston stated that the process would occur over 4-6 months and include four public meetings. He mentioned that the consulting firm of JCCI had been hired to assist with the process and they facilitated the initial meeting very well. He reported that the city had committed $180,000. Private funds in the amount of $230,000 have also been raised for said effort. He reported that a dedicated website had been created for SA 2020 and included the results of over 800 surveys that had been completed. He spoke of the four public forums that would occur, noting that the first one would be held at McCollum High School and that the location for the other three would be determined at a later time. He requested that the City Council assist with ensuring that surveys are completed and encouraged individuals to participate.

Ms. Mendoza thanked the City Council for their leadership and participation in the process. She outlined the framework for SA 2020, noting that each forum was intended to build upon the previous one. She spoke of the importance of continuity and stated that there were no preconceived notions. She reported that this process had been proven to work in other communities due to the fact that it was a grass roots process. She stated that the facilitators were looking to identify common themes among the ideas captured at the kick-off event. She reported that first forum would develop the Vision Framework, and a process for Measuring Progress would be identified at the second forum. She noted that the third forum would focus on Defining Success, while the last forum would incorporate Implementation Plans and Accountability.

Mayor Castro thanked the Steering Committee for their efforts and emphasized the importance of gathering information from a cross-section of the city. He encouraged everyone to complete a survey and asked the Council for their support and participation. Mr. Weston summarized that Transportation and Education were common themes that would be challenging to tackle since they affected numerous entities. Ms. Mendoza added that there were many commonalities in the feedback received throughout the city and she was confident that all would come together to meet identified goals. Mr. Weston stated that this was a good time for San Antonio to be undertaking this process.

Councilmember Chan asked if action items would be identified. Ms. Mendoza stated that there would be measurable metrics and high-level action items, and that the plan would be strategic rather than tactical. Councilmember Lopez stated that the vision would not change but would be a long-range plan.
that would be revised over the years. He spoke of the importance of maintaining momentum and committing funds toward said effort.

Councilmember Ramos congratulated Mayor Castro on the SA 2020 Initiative and stated that she looked forward to the next meeting.

2. STAFF BRIFING ON THE PROPOSED SAN ANTONIO BOTANICAL GARDEN MASTER PLAN AND AGREEMENTS WITH THE SAN ANTONIO BOTANICAL GARDEN SOCIETY FOR THE SAN ANTONIO-OWNED BOTANICAL GARDEN LOCATED IN COUNCIL DISTRICT 9.

Xavier Urrutia provided an overview of the Master Plan Process, noting that it was implemented in Fall 2007. He stated that a strategic planning process was initiated that included a public input meeting, selection of Master Planning Firms, and establishment of a Master Site Planning Committee. He noted that their goal was to raise the profile of the Botanical Garden as a dynamic resource and tourist destination. He added that the Master Plan was funded by the San Antonio Botanical Society. At this time, a video showcasing an overview of the Botanical Garden and Master Plan Process was presented.

Mr. Urrutia outlined the Current Business Model in which the city is responsible for the management, operation, and maintenance of the Botanical Garden. He reported that there are 25 full-time city employees that work cooperatively with the Society. He stated that the Society had been established as a 501(c) (3) to support the Garden in 1980. He mentioned that the Society facilitates the rental of event space, operates the restaurant and gift shop, and funds special events and programs. He stated that the Society has raised over $18 million for capital improvements over the last 20 years.

Mr. Urrutia provided an overview of the Proposed Business Model that establishes a private/public partnership with the Society in which the Society will assume management, operation, and maintenance of the Botanical Garden. The city will provide financial support for continued operations and the Society will continue to raise funds for capital improvements. He mentioned that the transition would occur in two phases. He spoke of the License Agreement that would have a 5-year term with three 1-year renewal options. He explained that the agreement would continue the current relationship while the Society prepares for the transition and provides time for City employees to interview with the Society or be placed in other vacant positions within the Parks and Recreation Department.

Mr. Urrutia stated that the Lease Agreement would be implemented for a 20-year term in which the city would retain ownership while the Society would continue fundraising efforts. He mentioned that through the Lease Agreement, the city would receive annual financial reports. The city would also approve capital improvements and provide funding equal to the net difference between the city-budgeted revenue and expenses at commencement. Lastly, he noted that admission rates would be subject to city approval.

Mayor Castro thanked the Botanical Society for their stewardship over the years and stated that he was confident that the Botanical Garden would be in good hands. Councilmember Cortez stated that this was a promising partnership and asked of the current city employees at the Botanical Garden. Mr. Urrutia replied that employees would have a job for five years and after that time, could apply to work for the Botanical Society or be offered a vacant position within the Parks and Recreation Department. Ms. Sculley added that no employees would lose their job.
Councilmember Chan thanked the Botanical Society for their fundraising efforts over the years and stated that this was a win-win situation. She expressed hope that funds would be allocated toward Master Plan efforts and mentioned there would be a need for more advertising the Botanical Garden. Councilmember Taylor thanked the Botanical Society for maintaining the Garden and asked of recommendations for increasing revenues. Mr. Urrutia replied that they would maintain the current service level and that revenues were not expected to increase significantly. Councilmember Taylor asked of the financial models of other similar parks. Mr. Urrutia stated that in other cities, the City of Norfolk provides $1.2 million per year while the City of Dallas provides $618,000 annually.

Councilmember Cisneros thanked the Botanical Society for their work and stated that she was pleased with the partnership. She spoke of the importance of the Sister City Relationship with Kumamoto and identifying ways to enhance the partnership. Councilmember Ramos asked of the fee structure. Mr. Urrutia stated that per the Lease Agreement, the fee structure was required to be approved by the City.

EXECUTIVE SESSION

Mayor Castro recessed the meeting at 3:14 pm to convene in Executive Session for the purposes of:

A. DISCUSS LEGAL ISSUES RELATED TO ROSEMARY FLAMMIA V. CITY OF SAN ANTONIO, PURSUANT TO TEXAS GOVERNMENT CODE SECTION 551.071 (CONSULTATION WITH ATTORNEY).

B. DISCUSS LEGAL ISSUES RELATED TO EMPLOYEE BENEFITS, PURSUANT TO TEXAS GOVERNMENT CODE SECTION 551.071 (CONSULTATION WITH ATTORNEY).

Mayor Castro reconvened the meeting at 4:14 pm at which time it was noted that the City Council had been briefed on Item A but took no action.

ADJOURNMENT

There being no further discussion, Mayor Castro adjourned the meeting at 4:14 pm.

The San Antonio City Council convened in a Regular Meeting on Thursday, October 21, 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, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro. ABSENT: None.

Item 1. The Invocation was delivered by Rev. Everett Bell, Associate Minister, Rising Star Missionary Baptist Church, guest of Councilmember Ivy R. Taylor, District 2.

Item 2. Mayor Castro led the Pledge of Allegiance to the Flag of the United States of America.
**Item 3. MINUTES**

Councilmember Cisneros moved to approve the Minutes for the September 30, 2010 City Council meeting. Councilmember Clamp seconded the motion.

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

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

City Clerk Leticia M. Vacek administered the Oath of Office to Councilmember Ivy R. Taylor as Mayor Pro-Tern, serving the period of October 29, 2010 through January 7, 2011.

**ITEMS FOR INDIVIDUAL CONSIDERATION**

The City Clerk read the following Ordinance:

2010-10-21-0901

Item 5. AN ORDINANCE AUTHORIZING A LICENSE AGREEMENT WITH THE UNIVERSITY OF TEXAS AT SAN ANTONIO (UTSA) TO HOST ITS FOOTBALL GAMES AT THE ALAMODOME, FOR AN INITIAL TERM OF FIVE YEARS THROUGH DECEMBER 2015, WITH TWO ONE-YEAR RENEWAL OPTIONS.

Mike Sawaya stated that said ordinance would approve a License Agreement with the University of Texas at San Antonio (UTSA) to host their football games at the Alamodome. He reported that the agreement would have an initial term of five years with two 1-year renewal options. He added that the first game was scheduled for September 3, 2011 and that UTSA would reimburse the city for staffing costs and other expenses estimated at $30,000-$40,000 per game. He reported that the city would retain all concessions and catering sales commissions, parking revenue, and $1 per ticket sold in excess of 20,000 per game. He stated that UTSA would retain all ticket, souvenir and program sales, as well as receive temporary advertising rights during its games. He noted that they would also retain associated advertising sales revenue including field sponsorship opportunities. Additionally, UTSA will sell 40 suites and retain the associated rental and ticket sales. The city will retain two suites at no cost and the city and UTSA will share the revenue for the remaining 10 suites. He introduced Lynn Hickey, UTSA Athletic Director.

Ms. Hickey stated that she was excited to partner with the city and that the season would have a great impact on all of South Texas. She thanked city staff for their work and spoke of the impact of the football program on campus life. She noted that they were off to a good start and had received commitments for the purchase of suites. She introduced Head Football Coach Larry Coker. Mr. Coker stated that he was excited to play in the Alamodome and thanked everyone that helped put the agreement together. He recognized other members of the coaching staff and added that this program would showcase opportunities for youth to become part of the college experience.

Mayor Castro thanked UTSA for their partnership and stated that he too believed that this would motivate young people to want to be part of the college experience. Councilmember Clamp recognized UTSA Representatives for their partnership and stated that he was proud to be a part of this action that would change history. Councilmember Williams stated that he appreciated working with UTSA Staff.
and that the experience would benefit the entire city. Councilmember Rodriguez congratulated UTSA on their Football Program and spoke of the City’s investment and commitment to the Alamodome. Councilmember Medina recognized UTSA for their work in District 5 and stated that he was pleased with the opportunities that would be created through the Football Program. Councilmember Cortez expressed his support and stated that this was another aspect that would make UTSA an attractive institution for students.

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

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

The City Clerk read the following Ordinance:

**2010-10-21-0902**

Item 6. AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF FUNDS FOR A COPS TECHNOLOGY GRANT FROM THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF COMMUNITY ORIENTED POLICING SERVICES (COPS), IN THE AMOUNT OF $1,100,000.00 FOR THE IMPLEMENTATION OF A PROGRAM TO INSTALL A DIGITAL IN-CAR CAMERA SYSTEM; AND ESTABLISHING A BUDGET FOR THE GRANT PERIOD DECEMBER 16, 2009 THROUGH DECEMBER 15, 2012.

Chief McManus presented said item and stated that the San Antonio Police Department had received a grant from the US Department of Justice in the amount of $1.1 million to implement a digital, in-car video camera system. He outlined the benefits of the system, noting that it would increase Officer Safety and Accountability, as well as assist with investigations. He added that the In-Car Video System would be installed in 624 vehicles and helicopters, with Digital Video Management Systems installed at all Substations and the Academic Court. He mentioned that the estimated completion of the entire project was scheduled for Spring 2012.

Chief McManus reported that each Police Vehicle would be equipped with one forward facing camera and one internal camera facing the back seat. A wireless audio transmitter would also be installed in each vehicle. He stated that Phase I would utilize the $1.1 million grant and equip 92 vehicles while Phase II would utilize $6.1 million in lease-purchase financing for 532 Police Vehicles and all helicopters.

Mayor Castro commended the Police Department for their diligence in soliciting grants to enhance technology. He asked when the system would begin recording. Chief McManus replied that the system would activate once the emergency lights on the vehicle were turned on. He mentioned that all marked vehicles would be equipped with a camera.

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

The motion prevailed by the following vote: **AYES:** Cisneros, Taylor, Ramos, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro. **NAY:** None.
CONSENT AGENDA ITEMS 7-31

Consent Agenda Items 9, 10, 16, 17, 18, 19, 21, 27ABC, 28ABC, and 30 were pulled for Individual Consideration. Mayor Castro noted that Item 29 had been pulled from the agenda by staff.

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

Jim Pershbach stated that he was speaking in his capacity as Chairman of the Greater Chamber Aerospace Committee in support of Item 30. He thanked the City Council for their support of the Grant Agreement with the Boeing Company. He noted that it would provide job development opportunities for the community and that the Chamber had been working to bring commercial production work to San Antonio for over ten years.

Jack M. Finger expressed concern that back-up material was not provided regarding the lawsuits in Items 21 and 22, noting that citizens have a right to be informed on how taxpayer dollars are spent. He spoke against the permanent housing for homeless families with disabilities in Item 23. As it related to Item 30, he noted his opposition to the Economic Development Program Grant Agreement with the Boeing Company to rebate 100% of inventory taxes paid to the city.

Faris Hodge, Jr. submitted written testimony in favor of Items 4, 5, 8-10, 13-14, 17-18, 23-29, and 31. Regarding Item 6, he wrote that $1,100,000 was too much to spend on digital in-car camera systems. He wrote that the items should not be estimates in Item 7 and expressed concern with the pavement markings and bike lanes in Item 11. He wrote that traffic light covers were broken throughout the city in Item 12 and that the computer classes in Item 15 should be conducted in English and Spanish. He expressed concern with the lack of information provided for Items 19-22 and wrote in opposition to the Grant Agreement with The Boeing Company to rebate 100% of inventory taxes in Item 30.

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

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

2010-10-21-0903
Item 7. AN ORDINANCE AUTHORIZING THE FOLLOWING CONTRACTS ESTABLISHING UNIT PRICES FOR ANNUAL GOODS AND SERVICES: (A) LANE EQUIPMENT CO. FOR LEASE OF ICE MACHINES AND ICE STORAGE BINS; (B) SAT RADIO COMMUNICATIONS LTD. DBA INDUSTRIAL COMMUNICATIONS FOR INSTALLS, REMOVALS AND REPAIRS OF EQUIPMENT FOR POLICE VEHICLES, (C) ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE (ESRI), INC. FOR USAGE OF GEOGRAPHIC INFORMATION SYSTEM SOFTWARE THROUGH THE ESRI ENTERPRISE LICENSE SUBSCRIPTION AGREEMENT AND (D) KIDDE FIRE TRAINERS FOR MAINTENANCE SUPPORT SERVICES/SAFD TRAINING ACADEMY.

2010-10-21-0904
Item 8. AN ORDINANCE ACCEPTING THE BID FROM RKA PETROLEUM COMPANIES, INC. TO PROVIDE THE CITY WITH UNLEADED GASOLINE BLENDED WITH ETHANOL FOR ALL
GASOLINE-POWERED VEHICLES AND EQUIPMENT FUNDED FROM THE FY 2011 FLEET MAINTENANCE FUND.

**2010-10-21-0907**

Item 11. AN ORDINANCE AUTHORIZING A TASK ORDER CONTRACT WITH FLASHER EQUIPMENT COMPANY IN AN AMOUNT UP TO $1,537,668.70 FOR THE COMPLETION OF PAVEMENT MARKINGS AND BIKE LANES TO BE INSTALLED AT NUMEROUS LOCATIONS THROUGHOUT THE CITY.

**2010-10-21-0908**

Item 12. AN ORDINANCE AUTHORIZING A CHANGE ORDER IN THE INCREASED AMOUNT OF $292,450.00 TO THE $1,169,800.08 INDEFINITE DELIVERY CONSTRUCTION CONTRACT WITH EZ BEL CONSTRUCTION, LLC FOR TRAFFIC SIGNAL SYSTEMS PROJECT.

**2010-10-21-0909**

Item 13. AN ORDINANCE AUTHORIZING THE CLOSURE, VACATION, AND ABANDONMENT OF A PORTION OF A PROPOSED STREET KNOWN AS HALLDALRIDE THAT WAS NEVER CONSTRUCTED, LOCATED IN COUNCIL DISTRICT 7, AS REQUESTED BY JERRY AND DOLORES TENNEY FOR A FEE OF $4,050.00.

**2010-10-21-0910**

Item 14. AN ORDINANCE AUTHORIZING A LEASE AGREEMENT WITH MPII, INC. D/B/A MISSION PARK FUNERAL CHAPELS AND CEMETERIES FOR SAN JOSE BURIAL PARK FOR A TWENTY-FIVE (25) YEAR TERM COMMENCING ON JANUARY 1, 2011, LOCATED IN COUNCIL DISTRICT 3, AND THE REPEAL OF OUTDATED AND OBSOLETE PROVISIONS OF CHAPTER 7 ARTICLE II OF THE MUNICIPAL CODE.

**2010-10-21-0911**

Item 15. AN ORDINANCE AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE UNITED WAY OF SAN ANTONIO AND THE ACCEPTANCE OF $31,000.00 AND EXECUTION OF GRANT AGREEMENT UPON AWARD FOR COMPUTER TRAINING CLASSES CONDUCTED IN SPANISH.

Item 20. 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 JOHN P. JENNINGS (DISTRICT 1, CATEGORY: REAL ESTATE) TO THE BROOKS DEVELOPMENT AUTHORITY FOR A TERM OF OFFICE TO COMMENCE NOVEMBER 5, 2010 AND EXPIRE NOVEMBER 4, 2012.

B. APPOINTING MARIANA ORNELAS (DISTRICT 1) TO THE ZONING COMMISSION.
2010-10-21-0917
Item 22. AN ORDINANCE AUTHORIZING THE SETTLEMENT OF A LAWSUIT STYLED SULEMAN SAYANI V. CITY OF SAN ANTONIO, ET AL, CAUSE NO. 2008-CI-17390, FOR THE AMOUNT OF $500,000.00, FROM THE LIABILITY SELF-INSURANCE FUND.

2010-10-21-0918
Item 23. AN ORDINANCE AUTHORIZING THREE ACTIONS TO PROVIDE FOR PERMANENT HOUSING FOR HOMELESS FAMILIES WITH DISABILITIES TO INCLUDE (A) RATIFYING A TWO-MONTH EXTENSION AND AN INCREASE IN AN AMOUNT UP TO $21,888.00 TO THE MEMORANDUM OF AGREEMENT (MOA) WITH THE SAN ANTONIO HOUSING AUTHORITY (SAHA) FOR A REVISED PERIOD OF JUNE 1, 2010 TO JULY 31, 2010; (B) APPROVING AN MOA WITH SAHA FOR ONE-YEAR PERIOD BEGINNING AUGUST 1, 2010 TO JULY 31, 2011 IN THE AMOUNT OF $152,640.00 TO PROVIDE 16 PERMANENT HOUSING UNITS AT WOODHILL APARTMENTS; AND (C) APPROVING A CONTRACT WITH THE GEORGE GERVIN YOUTH CENTER, INC. FOR $98,470.00 FOR THE PERIOD BEGINNING AUGUST 1, 2010 TO JULY 31, 2011 TO PROVIDE EIGHT PERMANENT HOUSING UNITS AT THE YUCCA STREET APARTMENTS.

2010-10-21-0919
Item 24. AN ORDINANCE AUTHORIZING AN EXCLUSIVE ATM LICENSE AGREEMENT WITH ACCESS TO MONEY, INC. TO PROVIDE, INSTALL AND MAINTAIN PERMANENT, TEMPORARY AND MOBILE ATMS AT THE ALAMODOME FOR AN INITIAL TERM OF THREE YEARS THROUGH SEPTEMBER 30, 2013, WITH ONE FIVE-YEAR RENEWAL OPTION.

2010-10-21-0920
Item 25. AN ORDINANCE APPROVING A LOCAL CONTRIBUTION IN THE AMOUNT OF $143,262.00 TO THE EVENTS TRUST FUND TO QUALIFY FOR REIMBURSEMENT OF ELIGIBLE EXPENSES RELATED TO THE EMERGENCY NURSES ASSOCIATION 2010 ANNUAL CONVENTION AND THE 2010 EMERSON PROCESS MANAGEMENT CONVENTION HELD AT THE HENRY B. GONZALEZ CONVENTION CENTER DURING THE MONTHS OF SEPTEMBER AND OCTOBER.

2010-10-21-0921
Item 26. AN ORDINANCE AUTHORIZING AN INTERAGENCY PARTICIPATION AGREEMENT WITH CPS ENERGY IN AN AMOUNT UP TO $432,152.48 TO ASSIST THE CITY IN COORDINATION, DEVELOPMENT, MARKETING AND IMPLEMENTATION OF THE “BETTER BUILDINGS PROGRAM” FOR COMMERCIAL AND RESIDENTIAL SECTORS, FUNDED WITH AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) FUNDS.

2010-10-21-0929
Item 31. AN ORDINANCE APPROVING THE SAN ANTONIO BOTANICAL GARDEN MASTER PLAN AND AUTHORIZING AGREEMENTS WITH SAN ANTONIO BOTANICAL GARDEN SOCIETY FOR THE CITY-OWNED BOTANICAL GARDEN LOCATED - COUNCIL DISTRICT 9. [CONSENT ITEMS CONCLUDED]
The City Clerk read the following Ordinance:

**2010-10-21-0905**

Item 9. AN ORDINANCE AUTHORIZING A CITY REQUESTED CHANGE ORDER IN THE INCREASED AMOUNT OF UP TO $85,282.77 TO THE $464,680.74 CONSTRUCTION CONTRACT WITH V.K. KNOWLTON, LTD. FOR THE GREEN STREET (NOGALITOS STREET TO IH-35) PROJECT, AN AUTHORIZED 2007-2012 GENERAL OBLIGATION BOND FUNDED PROJECT LOCATED IN COUNCIL DISTRICT 5.

Councilmember Medina asked of the details to the change order. Mike Frisbie replied that the community had expressed concern with the driveway design and staff was making modifications on the driveway to ensure wheelchair access to the street. Councilmember Medina thanked city staff for working with the residents.

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

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

The City Clerk read the following Ordinance:

**2010-10-21-0906**

Item 10. AN ORDINANCE AUTHORIZING AN AMENDMENT IN THE INCREASED AMOUNT OF $167,981.00 TO THE $277,345.00 PROFESSIONAL SERVICES AGREEMENT WITH CIVIL ENGINEERING CONSULTANTS FOR THE MISSION TRAILS STREET CONSTRUCTION PROJECT, AN AUTHORIZED LOCAL AGENCY MANAGEMENT (LAM) PROJECT LOCATED IN COUNCIL DISTRICTS 1, 3 AND 5 AND FUNDED BY CERTIFICATES OF OBLIGATION AND FEDERAL FUNDS THROUGH THE METROPOLITAN PLANNING ORGANIZATION (MPO).

Councilmember Williams expressed concern with the amount of the change order and asked why it was necessary. Mike Frisbie replied that the Missions Trails Project had multiple phases and had been in progress for 10 years. He stated that Civil Engineering Consultants had been involved throughout the project and the change order was needed to finish out the construction process. He noted that the amendment to the contract was not standard but was needed due to the complexity and historic nature of the project. Councilmember Ramos stated that the Mission Trails Project has taken a long period of time to accomplish and was also due to the project not having been fully funded. Mr. Frisbie noted that the project had been piecemealed based on funding and that there were additional environmental requirements for the Federal Funding received. He confirmed that this was the final amount of funding that would be required for design services which included signage and striping for the full length of the Mission Trails. Councilmember Ramos asked of the maintenance of Mission Trails. Mr. Frisbie replied that San Antonio River Authority would perform same but would confirm and provide the information to the City Council.

Councilmember Ramos moved to adopt the proposed Ordinance. Councilmember Cisneros seconded the motion.
The motion prevailed by the following vote: **AYES:** Cisneros, Taylor, Ramos, Cortez, Medina, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro. **NAY:** None.

The City Clerk read the following Ordinance:

**2010-10-21-0912**

Item 16. AN ORDINANCE AUTHORIZING SEVEN ACTIONS RELATED TO THE HEAD START PROGRAM TO INCLUDE (A) THE SUBMISSION OF A GRANT APPLICATION AND THE ACCEPTANCE OF FUNDS UPON AWARD FOR A CONTINUATION GRANT FOR THE HEAD START PROGRAM IN AN AMOUNT UP TO $48,800,199.00 FOR THE OPERATION OF THE 2011-2012 HEAD START PROGRAM; (B) THE SUBMISSION OF THE 2011-2012 TRAINING AND TECHNICAL ASSISTANCE (T&TA) PLAN; (C) AN IN-KIND MATCHING BUDGET OF UP TO $12,200,050.00; (D) A PERSONNEL COMPLEMENT OF 36 POSITIONS WITHIN THE DEPARTMENT OF COMMUNITY INITIATIVES FOR THE HEAD START PROGRAM; (E) THE NEGOTIATION AND EXECUTION OF EIGHT CONTRACTS IN THE COMBINED AMOUNT OF $45,819,467.00 FOR HEAD START SERVICES; (F) THE NEGOTIATION AND EXECUTION OF CONTRACT AMENDMENTS FOR THE PURPOSE OF IMPLEMENTING PROGRAM IMPROVEMENTS, IF NECESSARY, AT THE START OF THE NEW SCHOOL YEAR; AND (G) THE EXECUTION OF MEMORANDUMS OF UNDERSTANDING WITH LOCAL EDUCATION AGENCIES, EARLY HEAD START PROGRAMS, AND EARLY CHILDHOOD INTERVENTION SERVICES PROGRAMS.

Councilmember Ramos stated that she had pulled the item since a full presentation had not been made during the Quality of Life Council Committee Meeting due to lack of time. She acknowledged the work of the Department of Community Initiatives and added that the Federal Grant allows the city to provide funds to partner with agencies to administer the Head Start Program.

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

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

The City Clerk read the following Ordinance:

**2010-10-21-0913**

Item 17. AN ORDINANCE AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION AND ACCEPTANCE OF FUNDS UPON AWARD OF UP TO $400,000.00 FROM THE U.S. ENVIRONMENTAL PROTECTION AGENCY FOR BROWNFIELD ASSESSMENTS AND $400,000.00 FOR BROWNFIELD CLEANUP FOR A THREE YEAR PERIOD BEGINNING APRIL OF 2011.

Patrick Howard presented a PowerPoint and stated that they were requesting approval to submit two grant applications in the amount of $400,000 each for environmental assessment of sites and clean-up of two sites. The two sites identified for clean-up are the San Antonio Metropolitan Ministries (SAMM) Shelter and the future Public Safety Headquarters, both of which have matching funds available. Councilmember Ramos asked if the request was for a study or remediation. Mr. Howard replied that the funds would be utilized for both environmental assessments and clean-up of the identified areas.
Councilmember Ramos asked if staff had compiled a list of Brownfields in San Antonio. Mr. Howard stated that there was a tentative list and that staff would work to identify other sites in the future. Councilmember Ramos requested a copy of the list.

Councilmember Lopez noted that San Antonio was conscious of the environment and that had been noticed in Washington, DC. He asked of a previous Brownfields Grant in the amount of $170,000 that staff had solicited. Mr. Howard replied that staff was still working out the details for that grant. Councilmember Lopez stated that it was important to show that the city is working with other governmental entities and thanked staff for their work. Councilmember Medina asked that staff continue to solicit these types of grants to address environmental issues.

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

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

The City Clerk read the following Ordinance:

**2010-10-21-0914**

Item 18. AN ORDINANCE AMENDING CHAPTER 3 OF THE CITY CODE OF SAN ANTONIO TO REDUCE THE MINIMUM SEPARATION DISTANCE OF HELISTOPS AND HeliPORT FACILITIES FROM 500 FEET TO 250 FEET.

Mayor Castro asked of the purpose of said item. Frank Miller stated that the Development Services Department had received requests for Helistops/Heliport from critical care facilities around the city. He reported that the current City Code prohibits helicopter operations within 500 feet of a residential area. This amendment would allow a reduction to 250 feet of a residential area. Councilmember Williams added that they were working on two heliport situations in the Medical Center area and would follow the zoning process. Councilmember Clamp asked if the City Council would have the opportunity to vote on individual requests. Mr. Miller confirmed that they would have the ability to do so.

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

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

The City Clerk read the following Ordinance:

**2010-10-21-0915**

Item 19. AN ORDINANCE AMENDING THE TRAFFIC CONTROL DEVICES SCHEDULES FOR THE CITY OF SAN ANTONIO, ESTABLISHED IN CHAPTER 19, SECTION 68 OF THE CITY CODE, TO INCLUDE NEW TRAFFIC CONTROL DEVICES AND DELETE PREVIOUS ENTRIES FROM THE SCHEDULES THAT ARE IN CONFLICT WITH CURRENT TRAFFIC CODE REGULATIONS; PROVIDING FOR CRIMINAL AND CIVIL PENALTIES FOR VIOLATIONS.
Councilmember Rodriguez asked for clarification of said item. Anthony Chukwudolue replied that said ordinance would include additional four-way stops to be added for enforcement purposes by the San Antonio Police Department. Councilmember Rodriguez confirmed that currently, Police Officers could not enforce violations at new four-way stops. Mr. Chukwudolue confirmed same.

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

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

The City Clerk read the following Ordinance:

**2010-10-21-0916**

Item 21. AN ORDINANCE AUTHORIZING THE CITY ATTORNEY TO SETTLE A LAWSUIT STYLED *ROSEMARY FLAMMIA V. CITY OF SAN ANTONIO*, CAUSE NO. 2007-CI-07965.

Councilmember Chan stated that she had pulled the item due to it affecting the reputation of the San Antonio Police Department. She stated that citizens should not have any doubt about the professional conduct of the Police Chief and added that she would not be supporting said item.

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

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

The City Clerk read the following Ordinances For Items 27A-C:

Item 27. CONSIDERATION OF THE FOLLOWING ORDINANCES RELATING TO THE ISSUANCE OF SAN ANTONIO WATER SYSTEM BONDS:

**2010-10-21-0922**

A. AN ORDINANCE AUTHORIZING THE ISSUANCE OF "CITY OF SAN ANTONIO, TEXAS WATER SYSTEM REVENUE BONDS, SERIES 2010A" IN THE PRINCIPAL AMOUNT NOT TO EXCEED $110,000,000.00; PROVIDING FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON THE BONDS BY A LIEN ON AND PLEDGE OF THE PLEDGED REVENUES OF THE WATER SYSTEM ON A PARITY WITH CERTAIN CURRENTLY OUTSTANDING OBLIGATIONS; AND AUTHORIZING OTHER MATTERS INCIDENT AND RELATING TO THE ISSUANCE OF SUCH BONDS.

**2010-10-21-0923**

B. AN ORDINANCE AUTHORIZING THE ISSUANCE OF "CITY OF SAN ANTONIO, TEXAS WATER SYSTEM REVENUE BONDS, TAXABLE SERIES 2010B (DIRECT SUBSIDY - BUILD AMERICA BONDS" IN THE PRINCIPAL AMOUNT NOT TO EXCEED $110,000,000.00; PROVIDING FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON THE BONDS BY A LIEN ON AND PLEDGE OF THE PLEDGED REVENUES OF THE WATER SYSTEM ON A PARITY WITH CERTAIN CURRENTLY
Councilmember Williams asked for a brief presentation. Ben Gorzell reported that SAWS Revenues were anticipated to be less than projected by $16 million. He stated that SAWS would offset the decrease through savings in their operating expenses, interest, and debt expense. He noted that with the savings, the overall variance was expected to be $1.4 million less than projected. He mentioned that wastewater consumption was significantly lower than previous years and that financial metrics were lower than planned. He stated that expenses were higher this year and that the rate increase effective November 1, 2010 would add $20 million to SAWS Revenues. Councilmember Williams asked if SAWS would maintain their credit rating. Mr. Gorzell replied that SAWS was above what was required in the Bond Ordinance. Mr. Gorzell reported that a SAWS Update would be provided to the City Council in November. He clarified that Items 27A and 27B were one issuance of $110 million that provided SAWS the flexibility to select Tax-Exempt or Build America Bond Debt on the day of pricing.

Councilmember Clamp requested that future presentations include a slide comparing current and projected operations and the impact on the rates. He stated that it was important to heighten the accountability level between the City Council, staff, and the utilities. Councilmember Chan asked of the Capital Improvement Program. Mr. Gorzell replied that the Capital Plan was funded by various sources and that the largest project on the water supply side was the Brackish Desalination Project. Councilmember Chan spoke of the importance of ensuring that rate increases are utilized for their intended purpose. A lengthy discussion ensued on the Brackish Desalination Project. Councilmember Chan requested a list of projects approved through the rate increase. Councilmember Clamp asked if the Capital Plan was being revised due to lower revenues. Mr. Gorzell replied that the expenditures were offsetting the revenues and they would not need to revise the Capital Plan at this time. He added that they would continue to monitor the revenues and plan.

Councilmember Williams moved to adopt the proposed Ordinances for Items 27A, 27B, and 27C. Councilmember Cisneros seconded the motion.

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

The City Clerk read the following Ordinances for Items 28A-C:
Item 28. CONSIDERATION OF THE FOLLOWING ORDINANCES RELATING TO THE ISSUANCE OF CPS ENERGY BONDS:

2010-10-21-0925
A. AN ORDINANCE AUTHORIZING THE REMARKETING OF $147,615,000.00 OF OUTSTANDING OBLIGATIONS DESIGNATED AS CITY OF SAN ANTONIO, TEXAS ELECTRIC AND GAS SYSTEMS JUNIOR LIEN REVENUE BONDS, SERIES 2004; AND AUTHORIZING OTHER MATTERS INCIDENT AND RELATED TO THE REMARKETING OF SUCH BONDS.

2010-10-21-0926
B. AN ORDINANCE AUTHORIZING THE ISSUANCE OF NOT TO EXCEED $300,000,000.00 “CITY OF SAN ANTONIO, TEXAS ELECTRIC AND GAS SYSTEMS JUNIOR LIEN REVENUE BONDS, TAXABLE SERIES 2010A (DIRECT SUBSIDY - BUILD AMERICA BONDS)” OR ONE OR MORE ADDITIONAL SERIES PURSUANT TO THE DELEGATION PROVISIONS SET FORTH HEREIN; MAKING PROVISION FOR THE PAYMENT AND SECURITY THEREOF, TOGETHER WITH CERTAIN CURRENTLY OUTSTANDING OBLIGATIONS, BY A JUNIOR LIEN ON AND PLEDGE OF THE NET REVENUES OF THE ELECTRIC AND GAS SYSTEMS; AND AUTHORIZING OTHER MATTERS INCIDENT AND RELATED TO THE ISSUANCE OF SUCH BONDS.

2010-10-21-0927
C. AN ORDINANCE AUTHORIZING THE ISSUANCE OF NOT TO EXCEED $200,000,000.00 “CITY OF SAN ANTONIO, TEXAS ELECTRIC AND GAS SYSTEMS JUNIOR LIEN REVENUE REFUNDING BONDS, TAXABLE SERIES 2010B (DIRECT SUBSIDY - BUILD AMERICA BONDS)” PURSUANT TO THE DELEGATION PROVISIONS SET FORTH HEREIN; MAKING PROVISION FOR THE PAYMENT AND SECURITY THEREOF, TOGETHER WITH CERTAIN CURRENTLY OUTSTANDING OBLIGATIONS, BY A JUNIOR LIEN ON AND PLEDGE OF THE NET REVENUES OF THE ELECTRIC AND GAS SYSTEMS; AND AUTHORIZING OTHER MATTERS INCIDENT AND RELATED TO THE ISSUANCE OF SUCH BONDS.

Councilmember Cisneros recused herself on Items 28A-C by exiting the Council Chambers and noting that she submitted the recusal forms to the City Clerk.

Councilmember Williams moved to adopt the proposed Ordinances for Items 28A, 28B, and 28C. Councilmember Clamp seconded the motion.

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

PULLED BY STAFF FROM THE AGENDA

Item 29. AN ORDINANCE AUTHORIZING A RISK MANAGEMENT CONSULTING AND INSURANCE BROKER OF RECORD SERVICES CONTRACT FOR THE CITY OF SAN ANTONIO WITH MARSH USA, INC., FOR A PERIOD OF THREE YEARS BEGINNING DECEMBER 1, 2010 AT AN ANNUAL COST OF $110,000.00 FUNDED FROM THE FY 2011 BUDGET AND ALLOCATED TO THE LIABILITY SELF-INSURANCE FUND.
The City Clerk read the following Ordinance:

**2010-10-21-0928**

Item 30. AN ORDINANCE AUTHORIZING THE APPROVAL OF A 5-YEAR ECONOMIC DEVELOPMENT PROGRAM GRANT AGREEMENT WITH THE BOEING COMPANY TO REBATE 100% OF INVENTORY TAXES PAID TO THE CITY ON THE 787 DREAMLINER AIRCRAFT LOCATED AT PORT SAN ANTONIO (PORT SA) FOR REFURBISHMENT WORK.

Ed Davis made a brief presentation with regard to the 5-Year Economic Development Program Grant Agreement with The Boeing Company. He stated that The Boeing Company was proposing to bring the 787 Dreamliner to Port San Antonio for refurbishment and the first plane would arrive in early 2011. He noted that they would create 400-600 new commercial aerospace jobs. He explained that the planes would be taxed as inventory under the Tax Code and were estimated at $7-10 million over five years to all jurisdictions. He mentioned that the City and Bexar County had been working with Boeing to mitigate the Inventory Tax and had agreed to reimburse them for these taxes while they were in San Antonio. He reported that Boeing would invest $10 million in personal property and would not seek a tax abatement from the school districts.

Councilmember Cortez asked if they had considered other cities for this work. Mr. Davis replied that Boeing had looked at other cities in which they would not have incurred an Inventory Tax but selected San Antonio. Councilmember Cortez asked of the potential for eliminating the Inventory Tax. Mr. Davis replied that the State of Texas imposed an Inventory Tax and staff was collaborating with the Port Authority, Bexar County, and the Greater Chamber to address it during the Legislative Session. Councilmember Cortez spoke of the great work occurring at Port San Antonio and requested that a B Session be held at the Port in the near future. Councilmember Medina expressed support for the agreement and stated that it would increase the number of available jobs for San Antonio residents. Councilmember Cisneros thanked Boeing for their commitment to San Antonio and added that they have sustained 1,500 jobs at the Port since 1998. Councilmember Clamp mentioned that this was a great example of how the City of San Antonio stays above the recession curve and continues to lead in economic development. Mayor Castro thanked the Port San Antonio Board Members and the Greater Chamber for their leadership. He stated that he was pleased to have a great asset as Boeing in San Antonio.

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

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

**Item 32. CITY MANAGER’S REPORT**

**A. UPDATE ON AIRPORT TERMINAL B AND SAN ANTONIO INTERNATIONAL AIRPORT MASTER PLAN**

Ms. Sculley reported that the Airport Terminal B Grand Opening would be held over the coming weekend and was open to the public. She presented photos of the new facility and noted that it would be open on November 9, 2010. She mentioned that the project cost was $108 million that included eight gates and 250,000 square feet of space. She stated that $10 million in Stimulus Funds had been received.
to fund the Baggage Handling System. She spoke of Green Efforts that include Solar Panels installed on the roof of the Long-Term Parking Garage and an Electric Car Charging Station. She noted that the progress of the Airport Master Plan would be presented at a B Session in November.

B. UPDATE ON MUNICIPAL GOLF ASSOCIATION SAN ANTONIO (MGA-SA)

Ms. Sculley stated that the Texas Golf Hall of Fame Museum was open to the public and that major trophies would be on display during the month of October. She invited everyone to attend the Induction Ceremony that would take place on October 25, 2010, noting that it was a fundraiser for the museum.

POINT OF PERSONAL PRIVILEGE

Councilmember Cortez recognized city staff including the Department of Community Initiatives (DCI) for their work on the one-year anniversary and rededication of the Willie Cortez One-Stop Senior Center. He thanked the City Council for their financial support for Phase II of the Center and read statements of support from seniors that frequent the facility. He recognized former DCI Director Dennis Campa for his work and commitment to seniors and also thanked Wellmed for their partnership. Councilmember Rodriguez commended Councilmember Cortez for his advocacy for seniors. He recognized Federal Lobby Team Representatives Tom Downs and Sara Vilmes of Patton Boggs who were present and thanked them for their work. Councilmember Ramos congratulated Councilmember Cortez on the Willie Cortez One-Stop Senior Center. She also thanked Tom Downs and Sara Vilmes of Patton Boggs for their work. Councilmember Chan congratulated Councilmember Cortez on the Willie Cortez One-Stop Senior Center. She welcomed Councilmember Clamp home from Wuxi, China and noted that he had provided welcoming remarks at the Sister Cities Conference.

RECESS

Mayor Castro recessed the meeting at 11:17 am to break for lunch and announced that the meeting would resume at 2:00 pm for Zoning.

RECONVENED

Mayor Castro reconvened the meeting at 2:00 pm and addressed the Consent Zoning Items.

CONSENT ZONING ITEMS

Councilmember Cortez moved to approve the following rezoning cases, noting that Staff and Zoning Commission recommendation were to approve and that no citizens had registered to speak against: 33, 35, Z-3, Z-4, and Z-7. Mayor Castro noted that Item Z-8 had been withdrawn by the applicant. Councilmember Cisneros seconded the motion.

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

Jack M. Finger expressed concern with Item 33 and asked of the dangers of touching an electrical fence and the reason that a regular fence was not adequate. He stated that more than half of the individuals that owned properties in Item 34 were not in favor of the Historic Designations. He expressed concern with the Boarding House in Item Z-1 noting that the Dignowitty Hill Neighborhood Association was in
opposition to the zoning. Lastly, he spoke against the tattoo parlor in Item Z-6 and mentioned that the Woodlawn Lake Neighborhood Association was also opposed.

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

**2010-10-21-0930**

Item 33. AN ORDINANCE AMENDING CHAPTER 10 (ELECTRICAL) OF THE CITY CODE OF SAN ANTONIO, TEXAS BY MODIFYING AND ADDING TO THE EXISTING “ELECTRIFIED FENCES” SECTION, PROVIDING FOR VIOLATIONS, PUBLICATION, AND AN EFFECTIVE DATE.

**2010-10-21-0048R**

Item 35. A RESOLUTION DIRECTING THE DEVELOPMENT SERVICES DEPARTMENT TO INITIATE A CHANGE IN THE ZONING DISTRICT BOUNDARY FOR PROPERTY LOCATED AT 13202 SCARSDALE FROM "MF-33 AHOD" MULTI-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "G AHOD" GOLF COURSE AIRPORT HAZARD OVERLAY DISTRICT, AS REQUESTED BY COUNCILMAN CLAMP DISTRICT 10.

**2010-10-21-0931**

Item Z-1. **ZONING CASE # Z2010091 CD (District 2):** An Ordinance amending the Zoning District Boundary from "I-1 AHOD" General Industrial Airport Hazard Overlay District to "RM-6 CD AHOD" Residential Mixed Airport Hazard Overlay District with a Conditional Use for a Boarding House (Rooming House) on Lots 6, 7 and 8, Block A-1 or 25, NCB 500 located at 1306 North Hackberry Street. Staff and Zoning Commission recommend approval.

**2010-10-21-0932**

Item Z-3. **ZONING CASE # Z2010139 (District 4):** An Ordinance amending the Zoning District Boundary from "RM-4 AHOD" Residential Mixed Airport Hazard Overlay District, "I-1 of the AHOD MAOZ-1 " General Industrial Airport Hazard Overlay Military Airport Overlay Zone, and "I-1 AHOD MAOZ-2" General Industrial Airport Hazard Overlay Military Airport Overlay Zone to "C-3 AHOD" General Commercial Airport Hazard Overlay District, "C-3 AHOD MAOZ-1" General Commercial Airport Hazard Overlay Military Airport Overlay Zone, and "C-3 AHOD MAOZ-2" General Commercial Airport Hazard Overlay Military Airport Overlay Zone on Lots 2, 3, 4A, 21, 22, 23A, the west 91.7 feet of Lot 1 and the west 84.4 feet of Lot 20, Block 3, NCB 11263; Lots 7 through 9 and the east 85.45 feet of Lot 10, Block 6, NCB 11266; Lot 1A, CB 11297 located at 3418 Pitluk 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: LOTS 2, 3, 4A, 21, 22, 23A, THE WEST 91.7 FEET OF LOT 1 AND THE WEST 84.4 FEET OF LOT 20, BLOCK 3, NCB 11263; LOTS 7 THROUGH 9 AND THE EAST 85.45 FEET OF LOT 10, BLOCK 6, NCB 11266; LOT 1A, CB 11297 TO WIT: FROM "RM-4 AHOD" RESIDENTIAL MIXED AIRPORT HAZARD OVERLAY DISTRICT, "I-1 AHOD MAOZ-1" GENERAL INDUSTRIAL AIRPORT HAZARD OVERLAY MILITARY AIRPORT OVERLAY ZONE, AND "I-1 AHOD MAOZ-2" GENERAL INDUSTRIAL AIRPORT HAZARD OVERLAY MILITARY AIRPORT OVERLAY ZONE TO "C-3 AHOD" GENERAL COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT, "C-3 AHOD MAOZ-1" GENERAL COMMERCIAL AIRPORT HAZARD OVERLAY MILITARY AIRPORT OVERLAY ZONE, AND "C-3 AHOD MAOZ-2" GENERAL COMMERCIAL AIRPORT HAZARD OVERLAY MILITARY AIRPORT OVERLAY ZONE.

2010-10-21-0933

Item Z-4. ZONING CASE # Z2010145 (District 4): An Ordinance amending the Zoning District Boundary from "R-4 AHOD" Residential Single-Family Airport Hazard Overlay District to "C-2 AHOD" Commercial Airport Hazard Overlay District on Lot 39, Block 76, NCB 11051 located at 8600 South Zarzamora. 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 39, BLOCK 76, NCB 11051 TO WIT: FROM "R-4 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "C-2 AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT.

2010-10-21-0934

Item Z-7. ZONING CASE # Z2010140 S (District 8): An Ordinance amending the Zoning District Boundary from "R-20 MLOD-1" Residential Single-Family Military Lighting Overlay District to "L MLOD-1 S" Light Industrial Military Lighting Overlay District with a Specific Use Authorization for a Contractor's Facility on a 3.222 acre tract out of NCB 35733 located at 7065 and 7067 Heuermann 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: A 3.222 ACRE TRACT OUT OF NCB 35733 TO WIT: FROM "R-20 MLOD-1" RESIDENTIAL SINGLE-FAMILY MILITARY LIGHTING OVERLAY DISTRICT TO "L MLOD-1 S" LIGHT INDUSTRIAL MILITARY LIGHTING OVERLAY DISTRICT WITH A SPECIFIC USE AUTHORIZATION FOR A CONTRACTOR'S FACILITY PROVIDED ALL CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

CONSENT ZONING CONCLUDED]
INDIVIDUAL ZONING ITEMS

The City Clerk read the following Resolution:

2010-10-21-0047R

Item 34. A RESOLUTION TO PROCEED WITH LANDMARK DESIGNATION FOR 43 PROPERTIES WITHIN THE RIVER NORTH AREA GENERALLY BOUND BY IH 35, IH-37, NAVARRO STREET, AND 3RD STREET.

Mayor Castro called upon the citizens registered to speak on Item 34.

Rollette Schreckenghost stated that the San Antonio Conservation Society was in support of the historic designation of the individual landmarks in the River North Area. She noted that with the completion of the San Antonio River Improvements, the River North Area was now ripe for development. She added that the local historic landmarks would be key to maintaining the unique San Antonio Character of River North.

William Ochse stated that he was representing various clients regarding the properties located at 701 and 801 Broadway. He noted that the property owners had been in conservations with city staff and had not been notified of today’s meeting. He requested that a decision on the properties in question be continued in an effort to address their concerns.

Mary Ann Bruni stated that her children owned one of the properties recommended for historic designation and expressed concern that she had only learned of today’s item one hour ago. She requested additional time to understand the impact of the designation.

Ed Cross spoke of the property located at 1101 Broadway and noted that he had purchased the property with the intention of redeveloping the site into a much more dense property. He asked that the City Council vote no to the historic designation but negotiate certain features on the property prior to development.

Councilmember Cisneros addressed the citizens that spoke on said item and stated that today’s action would only initiate the historic designation process. She noted that there would still be an opportunity to address issues and thanked everyone involved in the process.

Councilmember Cisneros moved to approve the Resolution with the exception of the following properties:

1101-1105 Broadway - #8
811 N. St. Mary’s - #14
902 Quincy - #29
309 Wilmington - #31
514 Erie - #36
323 Broadway (317-321 Broadway) - #37
701 Broadway - #38
801 Broadway – (801-805 Broadway) - #39
803 Brooklyn - #40
624 N. Alamo - #41
Councilmember Taylor seconded the motion.

Shannon Wasielewski presented the recommendation process for the item, noting that the Historic Design Review Commission Designation Committee had initially recommended 62 properties for landmark designation. She reported that they subsequently submitted 43 properties for landmark designation and the Office of Historic Preservation (OHP) concurred with the recommendation for 35 properties.

Councilmember Chan asked why several properties were excluded if this was merely the initiation of the designation process and why many were not aware of today’s action. Ms. Wasielewski replied that staff did not believe that all of the properties met the criteria for historic significance and that many efforts had been made to notify the affected property owners. Councilmember Chan asked if the River North Area had been envisioned to be a historical area. Ms. Wasielewski replied that staff did not believe that the area had enough integrity to be considered a historic district and only reviewed the properties that rose to the level of historic landmarks. She confirmed that the process was being implemented in coordination with the Master Plan for the area.

Councilmember Taylor stated that she was supportive of the recommendation to move forward and that there would still be opportunities for everyone to be involved in the process. Councilmember Williams asked of the financial burden on the property owners. Ms. Wasielewski replied that there was no cost for historic designation but changes to the property would require a review. Councilmember Williams asked if this was the first time that a mass designation process was utilized. Ms. Wasielewski confirmed that this had been done in the 1980’s.

The motion with the exclusion of the property addresses noted prevailed by the following vote: **AYES:** Cisneros. Taylor, Ramos, Cortez, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro. **NAY:** Medina.

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**CONTINUED**

Item Z-2. **ZONING CASE # Z2010116 (District 2):** An Ordinance amending the Zoning District Boundary from "R-6" Residential Single-Family District to "R-5" Residential Single Family District on 5.959 acres and "R-4" Residential Single-Family District on 6.68 acres, all on 12.639 acres out of NCB 18279 located on multiple properties located along Foster Meadow Drive, Channel View, Media Meadow, Le Villas, La Route, Aistream, and Red Heeler streets. Staff and Zoning Commission recommend approval pending the plan amendment. (Continued from October 7, 2010)

Chris Looney stated that the zoning case was associated with a Plan Amendment that had not been placed on the agenda; therefore, would require a continuance.

Councilmember Taylor moved to continue Item Z-2 for two weeks. Councilmember Cisneros seconded the motion.

The motion prevailed by the following vote: **AYES:** Cisneros, Taylor, Ramos, Cortez, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro. **NAY:** None. **ABSENT:** Medina.
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. (Continued from September 2, 2010)

Chris Looney stated that staff and the Zoning Commission recommended approval. He noted that since the property owner was opposed to the historic designation, it would require nine votes for approval. He reported that of ten notices mailed, only one response had been received in opposition. He added that no response had been received from the Donaldson Terrace Neighborhood Association.

Councilmember Rodriguez moved to continue Item Z-5 for two weeks. Councilmember Cisneros seconded the motion.

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

DENIED

Item Z-6. ZONING CASE # Z2010106 CD (District 7): An Ordinance amending the Zoning District Boundary from "C-2 AHOD" Commercial Airport Hazard Overlay District to "C-2 CD AHOD" Commercial Airport Hazard Overlay District with a Conditional Use for a Tattoo Parlor on Lot 8, Block 18, NCB 2068 located at 1515 Culebra Road. Staff recommends approval. Zoning Commission recommends denial.

Chris Looney stated that staff recommended approval and the Zoning Commission recommended denial. He noted that 22 notices had been mailed with three responses received in opposition. He mentioned that they had received verbal opposition from the Woodlawn Lake Community Association.

Fernando E. Sanchez addressed the Council and stated that he was against the rezoning. He stated that he owns the property next to the daycare which is next to the proposed tattoo parlor. Mr. Sanchez spoke of the great amount of investment that had been made on the daycare. He expressed concern with the clientele that would frequent the tattoo parlor and the negative impact it would have on the children that utilize the daycare.

Councilmember Rodriguez noted that representatives from the Woodlawn Lake Community Association could not be present to express their opposition but they had done so at the Zoning Commission Meeting.

Councilmember Rodriguez moved to deny the proposed Zoning. Councilmember Clamp seconded the motion.

The motion to deny prevailed by the following vote: AYES: Cisneros, Taylor, Ramos, Cortez, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro. NAY: None. ABSENT: Medina.
WITHDRAWN BY APPLICANT

Item Z-8. ZONING CASE # Z2010066 S ERZD (District 9): An Ordinance amending the Zoning District Boundary from "C-2 ERZD AHOD MLOD-1" Commercial Edwards Recharge Zone Airport Hazard Overlay Military Lighting Overlay District-1 to "C-2 S ERZD AHOD MLOD-1" Commercial Edwards Recharge Zone Airport Hazard Overlay Military Lighting Overlay District-1 with a Specific Use Authorization for a Carwash on Lot 7, Block 2, NCB 18908 located on the 2000 and 2100 Blocks of Loop 1604. Staff and Zoning Commission recommend approval with conditions.

CONTINUED

Item Z-9. ZONING CASE # Z2010143 (District 10): 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 Parcel 7A and Parcel 7C, NCB 17801 (1.7824 Acres) located at 14839 Toepperwein Road. Staff and Zoning Commission recommend approval.

Chris Looney stated that staff and the Zoning Commission recommended approval. He noted that of 44 notices mailed, two were received in opposition and two were received in favor. He mentioned that no response was received from the Feather Ridge Neighborhood Association.

Councilmember Clamp moved to continue Item Z-9 for two weeks. Councilmember Cisneros seconded the motion.

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

2010-10-21-0935

Item Z-10. ZONING CASE # Z2010144 (District 1): An Ordinance amending the Zoning District Boundary from "O-2 AHOD" High-Rise Office Airport Hazard Overlay District to "O-1 IDZ AHOD" Office Infill Development Zone Airport Hazard Overlay District on Lot 4, Block 1, NCB 811 located at 315 East Euclid Avenue. Staff and Zoning Commission recommend approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOT 4, BLOCK 1, NCB 811 TO WIT: FROM "O-2 AHOD" HIGH-RISE OFFICE AIRPORT HAZARD OVERLAY DISTRICT TO "O-1 IDZ AHOD" OFFICE INFILL DEVELOPMENT ZONE AIRPORT HAZARD OVERLAY DISTRICT.

Chris Looney stated that staff and the Zoning Commission recommended approval. He noted that of 24 notices mailed, one had been received in favor and none in opposition. He added that no response was received from the Downtown Residents Association.

A letter in support of Item Z-10 was received from Porter Loring of Porter Loring Mortuaries. Mr. Loring requested that the city continue to monitor the traffic along East Euclid Avenue and Baltimore Street.

Councilmember Cisneros moved to adopt the proposed Ordinance. Councilmember Ramos seconded the motion.
The motion prevailed by the following vote: **AYES**: Cisneros, Taylor, Ramos, Cortez, Lopez, Rodriguez, Williams, Chan, Clamp, and Mayor Castro. **NAY**: None. **ABSENT**: Medina.

2010-10-21-0936

Item Z-11. ZONING CASE # Z2010162 HL (District 1): An Ordinance amending the Zoning District Boundary from "I-1 AHOD" General Industrial Airport Hazard Overlay District to "HL I-1 AHOD" Historic Landmark General Industrial Airport Hazard Overlay District on Lots 13 and 14, Block 25, NCB 2085 located at 1602 and 1612 North Zarzamora. Staff recommends approval. The Zoning Commission recommendation is pending the October 19, 2010 public hearing.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOTS 13 AND 14, BLOCK 25, NCB 2085 TO WIT: FROM "I-1 AHOD" GENERAL INDUSTRIAL AIRPORT HAZARD OVERLAY DISTRICT TO "HL I-1 AHOD" HISTORIC LANDMARK GENERAL INDUSTRIAL AIRPORT HAZARD OVERLAY DISTRICT.

Chris Looney stated that staff and the Zoning Commission recommended approval. He noted that 28 notices were mailed and no responses were received in favor or in opposition.

Councilmember Cisneros stated that she was pleased to support the historic designation of Lerma’s Dance Hall and spoke of the great amount of community support she had received. She read written testimony from Susana Segura in support of historic designation that recognized the building’s historical and cultural significance. She also provided a letter of support from the San Antonio Conservation Society (SACS), noting that Lerma’s contributions to the culture of San Antonio deserved historic designation. Councilmember Cisneros thanked everyone that worked on the process.

Gilbert Garcia, Property Owner, thanked the City Council for their support and recognized the many individuals that assisted with the process. He noted that the individuals that frequented the facility enjoyed the music and did not cause any problems.

Susana Segura addressed the City Council in support of the historic designation, noting the importance of respecting the Mexican Culture and keeping Conjunto Music alive.

Joe Ramirez stated that he was in favor of the historic designation and thanked the City Council for their support.

Westside Historic Preservation Group represented by Jessica O. Guerrero, Genevieve Rodriguez, and Monica Garcia, spoke in support of the historic designation. Ms. Guerrero stated that they had been working with the SACS and OHP Offices for the last two years in redefining historic preservation and economic development on the West Side. She noted that Lerma’s was one of the few remaining important structures on the West Side. She added that their group was committed to helping raise funds to repair the building. Ms. Rodriguez spoke of their work to preserve culturally significant structures and educate the community about the culture/historic significance of buildings on the West Side. Ms. Garcia read a letter of support from Antonia Castaneda. Dr. Castaneda wrote that it was important to recognize the historical and cultural significance of Lerma’s and its legendary Conjunto Musicians.

Leticia Vela read a letter of support from Former Councilmember Maria Berriozabal. Ms. Berriozabal wrote that the historical designation of Lerma’s would honor the history of the Mexican and Mexican-
American Community. She wrote that it was important to protect the structure that valued the contributions of those that represent the majority of the population of San Antonio.

Mayor Castro commended Councilmember Cisneros and everyone that worked to preserve Lerma’s Night Club. He recognized the efforts of the West Side Preservation Group and the Esperanza Center with continuing to build up the West Side.

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

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

**RECESSSED**

Mayor Castro recessed the meeting at 3:23 pm and announced that the meeting would resume at 6:00 pm for Citizens to be Heard.

**CITIZENS TO BE HEARD**

Mayor Castro reconvened the meeting at 6:00 pm and called upon the individuals registered to speak.

Damon Mason expressed concern with various items that were addressed during the October 14, 2010 City Council Meeting. Regarding Item 7, he asked why the city needed assistance from VIA Metropolitan to purchase propane. He expressed concern with the $753,000 being spent on design services at the Henry B. Gonzalez Convention Center in Item 12. He asked why $1.7 million was being spent on a park entry monument sign for Hardberger Park in Item 13A and $1.4 million for Landscape Architects in Item 13B. He asked of the grant programs targeting aggressive cars and trucks for the Police Department in Items 16 and 17.

Mark Perez expressed concern with the lack of response from city staff within the San Antonio Fire Department, Development Services, and City Attorney’s Office. He spoke of an incident in which he witnessed Police Officers and Code Compliance Officers assessing a dangerous structure and asked why same had not been done with the AGE Refinery Building. He expressed concern that the facility was located in a historical district and had never been inspected. He noted his concerns with the Kimberly Clark Facility located at 4702 Goldfield.

Karl Hammerschmidt addressed the City Council and requested that the Andean Fusion Musicians be permitted to play their own music in the River Center Mall Lagoon. He asked that the Disco Music at the Ripley’s Wax Museum be changed to Country Music to reflect the location near the Alamo. Lastly, he spoke of an area known as Ladd Circle known for its roses in Portland and requested that yellow roses be planted on the grounds of the Alamo.

Nick Calzoncit spoke of the violence and injustice that exists and expressed concern with the abuse of women throughout the world. He stated that there were a growing number of local individuals and organizations working to lessen the horrors of inhumane violence against females. Lastly, he requested that the city create a Department of Peace.

Stephanie Albert of Planet K invited everyone to attend the Dia de los Muertos Fireworks Show that will be held on November 2, 2010 at 8:00 pm at Woodlawn Lake. She noted that the event would benefit
local charities including the Little Church of La Villita, Bexar Area Harm Reduction Coalition, and the San Antonio Aids Foundation (SAAF). She recognized Vanessa Gonzalez of SAAF who spoke of the services that they provide to individuals infected with HIV/Aids. She noted the high teen pregnancy rate in San Antonio and added that their program would help address some of those issues. Ms. Albert noted that the Little Church of La Villita’s goal was to feed the poor of San Antonio and that the Bexar Area Harm Reduction Coalition worked to protect human life and lower the cost of health services.

Antonio Diaz stated that he was pleased with the number of Councilmember present. He noted that Dia de los Muertos was originally celebrated by Native Americans in Mexico. He said that he was not against the recognition of Columbus Day but would like for October 12th to be proclaimed as Indigenous Human Rights Day.

Artman Bland recognized Mayor Castro and Councilmember Taylor for their assistance with his properties on Dawson Street. He also thanked city staff that assisted in saving his properties from demolition.

Kit Kittredge spoke of the great amount of funding that was being spent on the war and requested that the City Council help bring war money home. She stated that there were better ways to spend the funds including childcare and healthcare. She noted that other cities have embraced the concept.

Faris Hodge, Jr. asked why the phones at City Hall were tapped and expressed concern that black individuals were being excluded from the San Antonio Fire Department. He asked why the National Football League did not want to compete in San Antonio and requested that a study be conducted in regard to implementing a Professional Soccer League in San Antonio. He spoke in support of CPS Energy’s use of solar power and showed a photo of Judge Nelson Wolff unveiling the solar power system on top of the Justice Center. He expressed concern that CPS Energy did not reconnect service after 5:00 pm and asked why the cost for copies at the Library was increased to 25 cents. He requested that the Alamodome be named after him. He asked why Airport and Park Police Officers did not receive the same pay as San Antonio Police Officers and expressed concern that many restaurants were not being inspected. He referenced the Hill Law and asked why his written testimony was not read aloud.

**ADJOURNMENT**

There being no further discussion, Mayor Castro adjourned the meeting at 6:25 pm.

**APPROVED**

JULIÁN CASTRO
MAYOR

Attest:

LÉTICIA M. VACEK, TRMC/CMC
City Clerk