

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

A BUDGET WORK SESSION AND REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO WERE HELD IN THE MUNICIPAL PLAZA BUILDING, WEDNESDAY, AUGUST 15, 2012, AND THURSDAY, AUGUST 16, 2012, RESPECTIVELY.

The San Antonio City Council convened in a Budget Work Session at 2:00 pm Wednesday, **August 15, 2012**, Municipal Plaza Building, with the following Councilmembers present: Bernal, Taylor, Ozuna, Saldaña, D. Medina, C. Medina, Williams, Chan, Soules, and Mayor Castro. **ABSENT:** Lopez. Mrs. Vacek announced that Councilmember Lopez was in Mexico City on business.

1. STAFF PRESENTATION ON THE FY 2013 PROPOSED BUDGET FOCUSING ON, BUT NOT LIMITED TO, THE FOLLOWING CITY DEPARTMENTS:

A. POLICE

Chief McManus highlighted the Department's organizational structure, Performance Measures, Initiatives, and Proposed Budget. He reported that since 2006, a total of 306 uniformed positions had been created and 85 positions had been civilianized. Chief McManus noted that San Antonio averaged 2.17 sworn officers per 1,000 in population and that the department's budget had increased by 66% between 2003 and 2013. The Citizens Survey was referenced which reflected that the Department's overall customer satisfaction rate had increased by 4% since 2008. Chief McManus noted that this increase was as a direct result of increasing police presence in neighborhoods, reducing the violent crime rate, collaborating with other crime control organizations, and being more responsive to the needs of the community. In regard to overall Performance, Chief McManus briefed the Council on the number of calls received for service, emergency response times, and crime rates. As it relates to the FY 2013 Proposed Budget, it was noted that the department was proposing a total budget of \$373 million. Mandates, efficiencies, and improvements were highlighted. Chief McManus concluded by detailing how departmental objectives were being aligned with SA 2020 as well as City Council priorities.

Mayor Castro thanked Chief McManus for his presentation and asked how the department planned on responding to the increase in property crimes and graffiti. It was noted that most of the individuals apprehended had criminal records and that to deter criminal activity; he and the District Attorney's Office were encouraging Judges to prosecute offenders to the fullest extent allowed.

Councilmember David Medina also voiced his concern with the increase in property crimes as well as the lack of programs offered by the department to deter criminal activity. He asked of the measures being taken to address the increase and if the department was partnering with organizations offering job training. Chief McManus stated that the department had created units and taskforces which focused on deterring specific types of crimes and as part of SA 2020.

At the request of Councilmember David Medina, Chief McManus explained the difference in Code 1, 2, and 3 type calls. It was noted that the response time for Code 1 and 2 calls was combined and that a breakdown would be provided. As it relates to staffing, Chief McManus stated that 5 Uniformed Officers currently working as Dispatchers would be transferred to the Narcotics Unit and 3 Cadets would be assigned to patrol the Mission Reach of the San Antonio River.

At the request of Councilmember Saldaña, Chief McManus elaborated on the number of officers per 1,000 in population in comparison to other major U.S. Cities. City Manager Sculley explained methods utilized by the City of San Antonio to increase response times and police presence in the community. She noted that a City's financial stability played an important role in attracting recruits. As such, the City of San Antonio was better able to retain recruits in comparison to other major U.S. Cities.

Chief McManus highlighted several public awareness campaigns utilized by the City to bring awareness to property owners of their role in decreasing crime.

Councilmember Williams voiced his concern with the department not actively recruiting individuals for the Volunteers In Policing Program and detailed challenges he encountered. He spoke of the importance in utilizing volunteers in deterring criminal activity. As it relates to helicopter maintenance and operations, Councilmember Williams spoke in support of the requested improvements.

Councilmember Soules asked of the number of new Officers deployed and programs initiated by the Department. It was noted that the department had implemented a POP Unit while it deployed 50 Officers last Fiscal Year. Assistant Chief Geraldine Garcia detailed the number of Officers assigned to the Patrol Unit, Specialized Units and Taskforces. She noted that the department had maintained a consistent level of assignments over the last several years. Councilmember Soules asked for a detailed breakdown of Uniformed Officers and Civilian Employees by unit. Chief McManus noted that the department had 2,375 authorized positions with 78 of those positions being vacant. The number of academies conducted and the number of cadets trained annually was detailed. As it relates to the SAFFE Unit, it was noted that the unit had autonomy to perform its mission.

Councilmember Cris Medina expressed his concern with possibility of the SAFFE Unit no longer being funded. Chief McManus reassured the Council that this was not the case. He noted that SAFFE Officers would have access to crime reports beginning October 1st and highlighted features of the software's reporting functionality. In the area of Traffic and Highway Initiatives, Councilmember C. Medina asked if the Police Department planned on partnering with other local law enforcement agencies. Chief McManus stated that agencies typically did not work together and that radio frequencies utilized by area law enforcement agencies were different. However, the same frequency could be used if needed. Councilmember C. Medina voiced his concern with graffiti. Chief McManus detailed policing efforts undertaken by the department and noted that alternate methods to deter graffiti were being researched. City Manager Sculley noted that the City did have a Graffiti Abatement Unit which focused on deterring graffiti.

Councilmember Taylor thanked the department for being responsive to deterring and solving crime. She spoke in support to the public awareness campaign initiated which encouraged property owners to protect their personal property. It was requested that the department expand the campaign to include social media. In order to deter drug use, Councilmember Taylor requested that the City partner with organizations that offer drug rehabilitation and counseling services. She spoke of the importance of Code Enforcement and SAFFE Officers as well as cameras in decreasing crime. Chief McManus explained how SAFFE Officers were assigned and noted that Officers had to be requested by neighborhood associations. As such, not all areas were patrolled by SAFFE Officers. He spoke to the effectiveness of installing camera in high crime areas within Downtown and noted that the department was not proposing to install additional cameras.

Councilmember Bernal spoke of the link between high crime rates and low economic status. He asked if crime data included demographic data so as to target specific social factors. Chief McManus stated that said information was not collected.

Councilmember Chan thanked Chief McManus for his leadership. She requested clarification on the number of sworn officers, number of civilian employees, and vacancies. It was noted that the department consisted of 2,375 Sworn Officers and 605 Civilian Employees. Of the authorized 2,375 Officer Positions, 78 were vacant. Councilmember Chan requested the average age of an officer so as to determine attrition rate as well as the life and employment experiences of Personnel. She continued by speaking on property crime and asked to be provided with a report denoting property crime by area. As it relates to the policy of wearing bullet proof vests, Chief McManus explained that the policy was recently amended to allow officers to wear a vest underneath a polo shirt. He continued by stating that officers were not required to wear vests and noted that a survey had been conducted several years ago which indicated that Officers were split on mandating the use of bullet proof vests. Councilmember Chan voiced her concern with the Department not requiring Officers to wear vests.

At the request of Councilmember Chan, Maria Villagomez explained allocation for the Park Police. She stated that said information was included in various lines items within the Parks and Recreation Budget and that staff was working to incorporate the budget allocations into the Police Department Budget. Councilmember Chan requested detailed Budget information for Park Police. She continued by requesting additional information on the Child Safety Fund. Ms. Villagomez provided a brief history of the Fund and noted funds that collected were used to pay 262 part-time school crossing guards.

Councilmember Ozuna thanked Chief McManus for his presentation. She spoke to the importance of SAFFE Officers as well as the Store Front located at McCreless Mall. Chief McManus noted that there would be no change to the use of SAFFE Officers but that there would be a change in staffing levels at the District 3 Police Store Front. He noted that the facility would cease to be staffed by a Full-time Officer, but that meetings could still be held there. Councilmember Ozuna asked of the types of crime reports available on October 1st. Hugh Miller, Information Technology and Services Department Director, noted that the specific type of information being requested by the Councilmember was not contained within the crime data. He noted that ITSD would provide the requested data. Councilmember Ozuna spoke about her ride along and addressed connectivity challenges with the Field Reporting System. She asked of the reliability of the System. Mr. Miller responded that server connectivity challenges like the one she is referring are rare. Councilmember Ozuna noted how officers could not perform their assigned tasks efficiently without a functioning computer system. She requested a report denoting the System's uptime while in the field. Mr. Miller explained that the department was running diagnostics to determine why the System was not functioning properly. Councilmember Ozuna reiterated the challenges faced on day of her ride along and noted that said everyone at the Southside Substation encountered the same connectivity issues. It was explained that the challenges faced on the day in question were due to an outage with the Verizon Network and not with the computer system itself. It was noted that scheduled maintenance work done by Verizon results in outages and that an alternate provider can not be utilized.

B. FIRE

Chief Hood presented a video highlighting firefighters in action. He provided the Council with information regarding the department's personnel compliment, emergency services offered, accomplishments, performance measures, efficiencies, and initiatives. It was noted that the department's budget had increased by 73% since FY 2003 to \$251 million.

Chief Hood highlighted how the department had become more effective by staffing each fire truck with a Paramedic. Through this change, injuries were assessed and advanced life support (ALS) service was initiated approximately 1 minute and 25 seconds faster in FY 2012 than in the past. It was noted that the department would continue to train 15 Fire Paramedics annually and planned on equipping all fire trucks and ambulances with ALS Equipment.

Other FY 2012 accomplishments discussed included dispatching fire units without EMS units; issuing taxi vouchers to individuals with non-emergency medical needs; acquiring additional equipment and medications; better utilizing resource management features of the Computer Aided Dispatch (CAD) System, expanding wellness and training programs, and increasing revenues. Chief Hood briefly noted how each of these accomplishments allowed the department to lower response times, reduce workload, and be better fit for duty.

In the area of Performance Measures, it was noted that the City of San Antonio answered 166,252 emergency calls in calendar year 2011. Chief Hood stated that the FY 2013 target response time for non-medical response calls was 7 minutes and 30 seconds while the target response time for medical calls was 7 minutes and 49 seconds. It was noted that this estimated time was from the time the call was placed until the unit arrived at the emergency.

Chief Hood highlighted the FY 2013 Proposed Budget to include efficiencies and improvements. He noted that the department had renegotiated its EMS Billing and Collection Services Contract resulting in a cost savings of \$413,811. An additional cost savings in the amount of \$80,000 was anticipated by transferring administrative obligations associated with the Emergency Notification Contract to Bexar Metro 911. As part of the Wellness Program, 3 new City positions will be created to administer annual physical exams for uniform employees and manage infection control functions.

In the area of Improvements, Chief Hood noted that the department planned on creating a Technical Services Division at a cost of \$258,613 and enhancing its Diversity Management Program at a cost of \$50,000. He stated that the department proposed purchasing additional Lead Monitors, as well as purchasing new equipment and acquiring land for future fire stations.

Chief Hood noted that Revenue Enhancements would bring in an additional \$377,912 in FY 2013 and that the proposed fee increases were aligned with a CPI increase of 3.6%. He highlighted the FY 2013 Cadet Schedule. It was noted that 1 Fire Class and 3 EMS Classes were planned for FY 2013 with a total capacity of up to 30 Fire Cadets and 47 EMS Cadets.

As it relates to SA 2020 Initiatives, Chief Hood detailed how the department was exceeding target response times outlined within the SA 2020 Report and would continue to focus on Fire Prevention and Disaster Readiness Programs. Chief Hood concluded the presentation by reiterating that the department planned on improving operations, enhancing employee wellness benefits, and promoting diversity.

Councilmember David Medina thanked Chief Hood for ensuring the safety of Fire Personnel by expanding services offered through its Wellness Program. He asked for clarification of the new revenue. Chief Hood responded that the City would be reimbursed a portion of the cost associated with EMS Transport Services by the State and that currently the City did not recoup any of the cost associated with providing this service. It was noted that the City of San Antonio was the 2nd City in the State of Texas to receive approval from the Texas Health and Human Services Commission to participate in the Medicaid Supplemental Payment Program.

Councilmember D. Medina noted his approval with response times for non-medical and medical times improving. He asked to be provided with the longest time it took for the department to respond to an emergency and with the average response time per fire station for Non-Medical and Medical Calls. Chief Hood stated that he would provide the Council with that information. As it relates to the Mass Casualty Mobile Unit, it was noted that the unit was grant funded and that it could transport 20 critically injured individuals. Chief Hood highlighted features of the unit and noted that the department would be using the unit for a large scale drill scheduled for October 4th.

Lastly, Councilmember D. Medina noted the importance of a diverse personnel workforce and spoke in support of the department enhancing its Diversity Management Program. Chief Hood highlighted additional efforts being made by the department to encourage individuals to pursue a career as an Emergency Responder, as well as inform citizens about fire safety and prevention measures.

Councilmember Williams requested information on the number of units available to assist with brush fires. Chief Hood noted that 11 trucks were available and highlighted the type of training personnel received to fight wildfires. He stated that the department responded to all County wildfires in order to ensure that the fires did not spread to the City.

Councilmember Cris Medina thanked the department for their outreach efforts and proposed initiatives. He asked for clarification regarding the fees charged for emergency services rendered. Chief Hood noted that fees were assessed based on the type of service delivered and explained that other Texas Cities charged a flat fee regardless of service performed. He stated that the City of San Antonio offered payment plans and had a collection rate of approximately 67%.

Councilmember Ozuna asked of the cost associated with the purchase of power stretchers. It was noted that each stretcher cost \$12,000 and that every ambulance was equipped with a power stretcher. Chief Hood highlighted design features planned for future Fire Stations and noted that each would be designed with 3 bays. Councilmember Ozuna requested a list of amenities offered and the size of each Fire Station. She noted the importance of the Taxi Cab Voucher Program and requested the number of vouchers issued annually since the Program began.

Councilmember Taylor spoke in support of the department, especially the Diversity Management Program. She noted that she would assist the department with outreach efforts.

Councilmember Soules requested clarification in the variation of emergency calls received per Fire Station. Chief Hood explained differences in each segment of the community and noted that the department was monitoring these differences and would respond appropriately as well as purchase any needed equipment.

Councilmember Chan asked how the department balanced workload as some Fire Stations responded to more emergencies than others. Chief Hood noted that workloads balanced out over the course of an individual's career in the department. He noted that the Technical Services Division would be responsible for maintaining and deploying specialized fire equipment. Councilmember Chan requested additional information on the duties to be performed by the 2 new staff members in this division. Chief Hood noted that he would be available to take Council members on a tour of the facility. In the area of diversity, Councilmember Chan requested that efforts be made to increase the Asian American Population within the department. Chief Hood noted that the department was trying to mimic the demographics of the City and would accept any suggestions regarding community outreach efforts.

C. PARKS & RECREATION (TO BE PRESENTED ON AUGUST 16, 2012)

It was noted that Item C would be presented at the conclusion of the Regular Council Meeting.

EXECUTIVE SESSION

Mayor Castro recessed the meeting at 4:48 pm to convene in Executive Session for the purposes of:

- A. DISCUSS LEGAL ISSUES RELATED TO REDISTRICTING, PURSUANT TO TEXAS GOVERNMENT CODE SECTION 551.071 (CONSULTATION WITH ATTORNEY).**
- B. DELIBERATE THE PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY AND DISCUSS RELATED LEGAL ISSUES PURSUANT TO TEXAS GOVERNMENT CODE SECTIONS 551.072 (REAL PROPERTY) AND 551.071 (CONSULTATION WITH ATTORNEY).**
- C. DELIBERATIONS REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS AND DISCUSS LEGAL ISSUES PURSUANT TO TEXAS GOVERNMENT CODE SECTIONS 551.087 (ECONOMIC DEVELOPMENT) AND 551.071 (CONSULTATION WITH ATTORNEY).**

CITIZENS TO BE HEARD

Mayor Pro Tem Chan reconvened the meeting at 6:00 pm and announced that the City Council had been briefed in Executive Session on the above-styled matters but did not take any action. She called upon the individuals registered to speak.

Dan Arrellano stated that he was speaking on the upcoming 199th Anniversary of the Battle of Medina. He expressed concern that his ancestors were not being recognized and that there were no historical markers installed to honor them. He provided a copy of the Battle of Medina Society Mission Statement.

Donna De Leon stated that she was the President of the Jose Miguel Descendants Society and presented a timeline in which Miguel Arciniega, Tejano Leader, had provided service to the City of San Antonio and the State of Texas. She expressed concern that there was no recognition of his work noting that he passed laws, platted a town, distributed land to settlers and Indians, and kept citizens safe from a deadly epidemic and hostile Indians.

Roger Jimenez stated that he was a Case Coordinator at the Advocates Social Services Program that was located on the Westside. He spoke of the social services they provide to the community and noted that they had received a national donation on television by a show called "Secret Millionaire." He requested that the city provide additional funding to their organization and specifically the Advocates Boxing Youth Program. Ricky Villar added his support for the Advocates Boxing Youth Program.

Jennifer Garcia stated that she lives in the neighborhood where the Advocates Boxing Youth Program is located and spoke of the great services they provide for youth. She noted that she had watched the program grow and was pleased that it helped develop youth into contributing adults to society.

Ruben Garcia stated that he was a product of the Westside and was in support of the Advocates Boxing Youth Program. He noted that the program helps many youth and teaches them self-discipline.

Richard Arsate stated that he was speaking on behalf of his company called Safety First Fireplace Inspections. He spoke of the 54,000 fires that occur each year from heating residences. He requested that the City of San Antonio implement a guideline or code that would mandate an annual inspection of all chimneys in apartment communities and leased residences. He indicated that if implemented, they would provide a portion of each inspection fee to the San Antonio Fire Department at no cost to the city.

Juan Macias addressed the City Council and spoke of drug trafficking issues occurring in his neighborhood. He stated that he had been expressing his concerns to the Police Department and nothing has been done. He noted that he had been assaulted and that his property had been damaged by his neighbor who he believed was a member of the Mexican Mafia.

Pedro Ruiz stated that he had just visited the Mexican Consulate and spoke of the one million individuals in the United States that are undocumented. He noted that they pay \$460 for a two-year work permit and must provide an identification card. He asked if comprehensive immigration reform would ever be addressed and referenced the Dream Act.

Nazirite Ruben Flores Perez stated that many years ago, he had received assistance from the Advocates Social Services Program and was supportive of their program. He noted that he had also participated in boxing programs in the past and expressed support for the Advocates Boxing Youth Program. He requested that Retired City Employees receive VIA Bus Passes.

Raymond Zavala expressed concern with Pre-K 4 SA and the Corporation that would be created. He requested that a parent component be included with the program as he believed that parents should be held accountable. He stated that he was opposed to the funding provided to Haven for Hope and that the organization should become more self-sufficient. He asked why the city has not passed an Ordinance regarding the high decibel level of music allowed in vehicles and expressed concern with Public Works Employees he has witnessed that are resting or relaxing when they should be working at Farias Park.

Genevieve Perez stated that she was a Stablewood Homeowner and expressed concern with the foul smell in her home and neighborhood. She spoke of the structural issues with her home and asked that D R Horton be made accountable.

Felix Perez stated that he and his wife owned a Stablewood Home and expressed concern with the quality of their home. He asked that D R Horton Representatives address their concerns and noted that they are hard workers and need assistance.

Gizelle Luevano stated that she had bought her Stablewood Home in 2003 and spoke of the health issues that her brother and mother have suffered since living with her. She expressed concern with future health issues and asked that the City Council help to get D R Horton to buy their homes back.

Elva Luevano stated that her daughter and son had purchased a Stablewood Home and that she had stayed with them for a period of time to help her son with his health issues. She noted that she became ill from spending so much time at the home and spoke of her husband's health issues.

Otis Thompson stated that he was representing the Freedom Foundation who was working to develop Martin Luther King Park as a cultural tourist destination. He noted that he had attended the Council Meeting last week and had requested that a one-mile section of Pecan Valley Drive between Martin Luther King and Rigsby Drive be named in honor of President Barack Obama. He again requested that the gateway to Fort Sam Houston located at North Walters and IH35 be named in honor of Retired General Colin Powell. He referenced the mental health needs of many individuals that live in District 2 and requested that the closed mega supermarket located at W W White Road be converted into a full service mental health facility.

Esmeralda Perez stated that she was a Stablewood Homeowner and that her family's health has deteriorated since moving into the home. She requested assistance from the City Council and expressed concern that she could not sell her home.

Charles White stated that he was a Stablewood Homeowner and had built a swimming pool in his backyard. He expressed concern with the quality of the soil. He noted that his children's health is now in danger and requested assistance from the City Council

Faris Hodge, Jr. submitted written testimony noting that elderly drivers should follow additional driving rules. He expressed concern that the libraries charge 25 cents per copy and wrote that the City Manager's pay is too high. He requested additional funding for the Summer Youth Employment Program and asked why many City Councilmembers and Department Heads have not hired more black individuals. He wrote that citizens were not in favor of a Crime Prevention Tax and asked why city employees did not receive longevity pay. He expressed concern that child support payments are getting out of hand and requested that the Citizens to be Heard portion of the City Council Meeting be broadcast on television.

ADJOURNMENT

There being no further discussion, Mayor Pro Tem Chan adjourned the meeting at 6:55 pm.

The San Antonio City Council convened in a Regular Meeting on Thursday, **August 16, 2012**, at 9:00 am in the City Council Chambers.

ROLL CALL

City Clerk Leticia M. Vacek took the Roll Call and noted a quorum of the Council with the following present: Bernal, Taylor, Ozuna, Saldaña, D. Medina, C. Medina, Williams, Chan, Soules, and Mayor

Castro. **ABSENT:** Lopez. Mrs. Vacek announced that Councilmember Lopez was in Mexico City on city business.

Item 1. The Invocation was delivered by Reverend Dennis Chavez, Senior Pastor, Primera Iglesia Pentecostal Unida, guest of Councilmember David Medina, Jr., District 5.

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

Item 3. MINUTES

Councilmember Saldaña moved to approve the Minutes for the June 20-21, 2012 City Council Meetings. Councilmember Bernal seconded the motion.

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

POINT OF PERSONAL PRIVILEGE

Mayor Castro recognized Councilmember Soules who was celebrating his birthday today. The City Council sang Happy Birthday to Councilmember Soules.

Councilmember Soules thanked the City Council for the birthday wishes. He recognized Boy Scout Troop 809 of which his son was a member and thanked them for being in attendance.

Mayor Castro recognized Dan Snell, Joel Johnson, Henry Kuehlem, Jake Oder, and Ed Gaida for their volunteer services at the Office of the City Clerk Municipal Archives and Records Facility and thanked them for their work. Mr. Gaida presented the City Council with a book that he authored on the history of Playland Park. Mayor Castro thanked Mr. Gaida for the book and stated that he looked forward to reading it.

Item 4. OATH OF OFFICE – MAYOR PRO TEM

City Clerk Leticia M. Vacek administered the Oath of Office to Councilmember Rey Saldaña to serve as Mayor Pro-Tem for the period of August 17, 2012 and ending October 26, 2012.

CONSENT AGENDA ITEMS 5-31

Consent Agenda Items 12 and 21 were pulled for Individual Consideration. Mayor Castro announced that Items 28 and Z-5 were pulled from the agenda by staff.

Councilmember Ozuna moved to approve the remaining Consent Agenda Items. Councilmember Bernal seconded the motion.

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

Nazirite Ruben Flores Perez stated that even though he was allergic to cats, he was supportive of the Animal Care Adoption, Spay/Neuter and Educational Facility (Item 9). He referenced the activity

occurring at Haven for Hope (Item 13) and noted that he did not mix with other religions because interfaith was not allowed in the Scriptures.

William White stated that he was the Secretary of the Animal Care Services (ACS) Advisory Board and introduced Sallie Scott, Chair of the ACS Advisory Board. Ms. Scott stated that they were in favor of the Animal Care Adoption, Spay/Neuter and Educational Facility (Item 9). She thanked the City Council for their support of the ACS Strategic Plan and noted that she was pleased that other cities would look to San Antonio as a benchmark in this area.

Jack M. Finger spoke in opposition to the grant application being requested to provide financial counseling services to individuals that did not know how to budget their money. He expressed concern with the funding that would be provided for the 2012 Alamo-FIRST Regional Robotics Competition noting that he did not believe that tax dollars should be utilized to fund same. He spoke in opposition to the Ordinances related to the Department of Energy's SunShot Initiative (Items 26A-C) and asked why a study needed to be conducted to determine the value of Solar Energy.

Irma Rosas asked of the appointment of the City Manager and expressed concern that several departmental budgets were not presented during their posted times. She noted that the City Attorney presented the department budget within 10 minutes and was unable to answer the question posed by Councilmember Chan. She stated that she was unable to receive a handout for the Information Technology Services Department (ITSD) Budget which led her to believe that the item was not to be presented. She asked why the city could not partner with the University of Texas at San Antonio Institute of Texan Cultures Archival Department on the use of their scanner.

Dan Snell of Maverick Land Surveying Company spoke in support of the purchase of a flat bed scanner by the Office of the City Clerk (Item 6). He stated that he was one of the volunteers that had been working at the Municipal Archives and Records Facility and represented the Alamo Chapter of the Texas Society of Professional Surveyors. He noted that they had been spending many hours organizing city historic maps dating back to the 1850's. He spoke of the importance of preserving the maps and added that the scanner would assist in that effort. He added that the maps represent the history of land development in San Antonio.

Councilmember Ozuna stated that she loved maps and that they bring to light the historic importance of older sections of the city. She spoke of the New York Public Library's efforts to make their map archive dating 300 years available to the public. She added that their digital maps had capability to be overlaid.

Betty Eckert requested that the City Council table Item 30 that would approve amendments to the bylaws of the City/County Joint Commission on Elderly Affairs. She expressed concern that there was not full representation on the board and that there were many vacant slots. She noted that there had been a great amount of conflict amongst the board and believed that time would be better spent on finding out the needs and concerns of seniors. She added that there should be term limits for board members as many individuals had been serving for too long.

Faris Hodge, Jr. submitted written testimony in favor of Items 5-7, 9, 10, 12-16, 18-20, and 22-30. He wrote in opposition to Item 8, 11, 17, and 21. He expressed concern that the restrooms in the Farmers Market were not ADA compliant (Item 17) and requested that the Alamodome be named after him (Item 29). He further requested a copy of the bylaws of the City/County Joint Commission on Elderly Affairs (Item 30).

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

2012-08-16-0605

Item 5. AN ORDINANCE RATIFYING A CONTRACT WITH THYSSENKRUPP AIRPORT SYSTEMS, INC. IN THE TOTAL AMOUNT OF \$54,929.56 FOR EMERGENCY REPAIR SERVICES TO A PASSENGER BOARDING BRIDGE AT THE SAN ANTONIO INTERNATIONAL AIRPORT, FROM AVAILABLE FUNDS WITHIN THE AIRPORT'S OPERATING BUDGET.

2012-08-16-0606

Item 6. AN ORDINANCE AUTHORIZING THE OFFICE OF THE CITY CLERK TO PURCHASE ONE FINE ART QUALITY FLAT BED SCANNER TO INCLUDE ONE WEEK OF ON-SITE TRAINING FROM REPROGRAPHIC DESIGNS FOR A TOTAL OF \$173,950.00, FUNDED BY THE OFFICE OF CITY CLERK FISCAL YEAR 2012 OPERATING BUDGET.

2012-08-16-0607

Item 7. AN ORDINANCE AUTHORIZING A CONTRACT WITH TEHCO, INC. FOR GASOLINE & DIESEL REFUELING PARTS & SERVICES FOR AN ESTIMATED ANNUAL COST OF \$68,000.00.

2012-08-16-0608

Item 8. AN ORDINANCE AUTHORIZING A CONTRACT TO PROVIDE THE FIRE DEPARTMENT WITH 10 ISG-INFRASYS THERMAL IMAGING CAMERAS AND 10 MOUNT CHARGERS FROM ALLEN W. HUELSEBUSCH DBA ADH MARKETING FOR A TOTAL OF \$91,750.00, FUNDED THROUGH THE FIRE DEPARTMENT'S FISCAL YEAR 2012 ADOPTED GENERAL FUND OPERATING BUDGET.

2012-08-16-0609

Item 9. AN ORDINANCE AUTHORIZING THE EXECUTION AND NEGOTIATION OF A CONSTRUCTION CONTRACT IN THE AMOUNT NOT-TO-EXCEED \$4,366,162.00 AUTHORIZED PAYABLE TO DAVILA CONSTRUCTION, INC., FOR THE CONSTRUCTION OF THE ANIMAL CARE ADOPTION, SPAY/NEUTER AND EDUCATIONAL FACILITY ALSO KNOWN AS THE PAUL JOLLY CENTER FOR ANIMAL ADOPTIONS, A CERTIFICATES OF OBLIGATION FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 9; AND, AMENDING THE CAPITAL IMPROVEMENTS PROGRAM BUDGET WITH THE APPROPRIATION OF AN ADDITIONAL \$1,541,000.00 IN CERTIFICATES OF OBLIGATION FUNDS TO THE ANIMAL CARE ADOPTION, SPAY/NEUTER AND EDUCATIONAL FACILITY PROJECT.

2012-08-16-0610

Item 10. AN ORDINANCE ACCEPTING THE LOWEST RESPONSIVE BID AND AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$121,000.00 AUTHORIZED PAYABLE TO HSC ELECTRIC, INC., FOR CONSTRUCTION OF THE FIRE DEPARTMENT RAILWAY SAFETY TRAINING FACILITY, A RAILWAY SAFETY GRANT AND SPECIAL REVENUE RESERVE FUND FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 5.

2012-08-16-0611

Item 11. AN ORDINANCE APPROVING A CITY REQUESTED CHANGE ORDER IN THE AMOUNT NOT TO EXCEED \$207,754.00 TO REPLACE ARCH WINDOWS ON THE COMMERCE SIDE OF THE BUILDING AND AUTHORIZING PAYMENT TO THE SABINAL GROUP FOR THE MARKET SQUARE BUILDING IMPROVEMENTS PROJECT AN AUTHORIZED 2007-2012 GENERAL OBLIGATION BOND PROJECT LOCATED IN COUNCIL DISTRICT 1.

2012-08-16-0613

Item 13. AN ORDINANCE APPROVING THE CITY'S AGREEMENT TO TRANSFER THE HOMELESS SERVICES USE RESTRICTION FROM THE DWYER AVENUE CENTER TO THE FAMILY AND WOMEN'S RESIDENCE BUILDING AT THE HAVEN FOR HOPE CAMPUS FOR THE REMAINING 13-YEAR COVENANT PERIOD AS NEGOTIATED WITH THE U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES.

2012-08-16-0614

Item 14. AN ORDINANCE APPROVING THE CITY'S AGREEMENT TO TRANSFER THE HOMELESS SERVICES USE RESTRICTION FROM THE DWYER AVENUE CENTER TO THE FAMILY AND WOMEN'S RESIDENCE BUILDING AT THE HAVEN FOR HOPE CAMPUS FOR THE REMAINING 13-YEAR COVENANT PERIOD AS NEGOTIATED WITH THE U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES.

2012-08-16-0615

Item 15. AN ORDINANCE AUTHORIZING A NEW FIVE YEAR LEASE WITH THE GENERAL SERVICES ADMINISTRATION FOR USE OF THE PARKING LOT AT 727 CESAR CHAVEZ, BEGINNING SEPTEMBER 1 AT A RATE OF \$3,068.95 PER MONTH.

2012-08-16-0616

Item 16. AN ORDINANCE AUTHORIZING AN AMENDMENT WITH THE RIVERSIDE BUILDING, LTD. DBA REPUBLIC OF TEXAS RESTAURANT TO REDUCE THE SIZE OF THEIR RIVER WALK PATIO LEASED PREMISES FROM 566 TO 538.05 SQUARE FEET, REDUCING MONTHLY PAYMENT FROM \$1,237.32 TO \$1,176.22.

2012-08-16-0617

Item 17. AN ORDINANCE AMENDING A LEASE AGREEMENT IN FARMERS MARKET AND A LEASE AGREEMENT IN EL MERCADO TO ASSIGN THE LEASES TO NEW OWNERS.

2012-08-16-0618

Item 18. AN ORDINANCE AUTHORIZING A GROUND LEASE AGREEMENT WITH MARIA ELENA TREVINO FOR A SEGMENTED 0.14 ACRE PORTION OF SEELING PARK LOCATED IN COUNCIL DISTRICT 7.

2012-08-16-0619

Item 19. AN ORDINANCE AUTHORIZING A LEASE AGREEMENT WITH THE BRACKENRIDGE PARK CONSERVANCY FOR THE USE OF ONE OFFICE LOCATED WITHIN THE FORMER PARKS AND RECREATION RESERVATION BUILDING LOCATED AT BRACKENRIDGE PARK IN CITY COUNCIL DISTRICT 9 FOR A TWO YEAR TERM BEGINNING ON SEPTEMBER 1, 2012 AND ENDING AUGUST 31, 2014, WITH ONE ONE-YEAR RENEWAL OPTION.

2012-08-16-0620

Item 20. AN ORDINANCE AUTHORIZING THE RAILROAD CROSSING CLOSURE AT S. ST. MARY'S STREET CLOSE TO GROVETON STREET LOCATED IN COUNCIL DISTRICTS 5 AND 1, WHICH IS NECESSARY TO ESTABLISH THE DISTRICT 5 - LONE STAR QUIET ZONE.

2012-08-16-0622

Item 22. AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF UP TO \$20,000.00 FROM, AND EXECUTION OF A MEMORANDUM OF UNDERSTANDING WITH, THE TEXAS STATE AFFORDABLE HOUSING CORPORATION TO PROVIDE FORECLOSURE INTERVENTION COUNSELING SERVICES FOR A TWO YEAR PERIOD; ADOPTING REQUIRED NATIONAL INDUSTRY STANDARDS FOR HOMEOWNERSHIP EDUCATION AND COUNSELING; APPROPRIATING FUNDS; AND APPROVING A PROGRAM BUDGET.

2012-08-16-0623

Item 23. AN ORDINANCE RATIFYING THE ACCEPTANCE OF AN ADDITIONAL 2012 COMMUNITY SERVICES BLOCK GRANT CONTRACT IN THE AMOUNT OF \$150,676.00 FOR THE FY 2012 \$1,857,650.00 GRANT FROM THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE PERIOD OF MAY 1, 2012 THROUGH JULY 31, 2012.

2012-08-16-0624

Item 24. AN ORDINANCE AUTHORIZING THE SUBMISSION OF A GRANT RENEWAL APPLICATION FOR THE NATIONAL CENTER FOR IMMUNIZATION AND RESPIRATORY DISEASE, CENTERS FOR DISEASE CONTROL AND PREVENTION, IMMUNIZATION AND VACCINES FOR CHILDREN GRANT, FUNDED THROUGH THE U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES AND AUTHORIZING THE ACCEPTANCE OF FUNDS

UPON AWARD IN AN AMOUNT UP TO \$2,344,014.00 FOR A TERM BEGINNING JANUARY 1, 2013 AND ENDING DECEMBER 31, 2013.

2012-08-16-0625

Item 25. AN ORDINANCE AUTHORIZING THE SUBMISSION OF TWO GRANT APPLICATIONS TO THE CANCER PREVENTION AND RESEARCH INSTITUTE OF TEXAS BY THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT FOR TOBACCO CESSATION AND PREVENTION OF TOBACCO USE PROGRAMS IN AMOUNTS NOT TO EXCEED \$300,000.00 AND \$1,000,000.00, RESPECTIVELY, FOR TERMS BEGINNING MARCH 1, 2013 THROUGH FEBRUARY 28, 2016.

Item 26. CONSIDERATION OF THE FOLLOWING ORDINANCES RELATED TO THE DEPARTMENT OF ENERGY'S SUNSHOT INITIATIVE:

2012-08-16-0626

A. AN ORDINANCE AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT WITH HOUSTON COMMUNITY COLLEGE TO CROSS-TRAIN PERMIT INSPECTORS, IN AN AMOUNT UP TO \$15,000.00, FUNDED BY THE SUNSHOT INITIATIVE: ROOFTOP SOLAR CHALLENGE GRANT FROM THE U.S. DEPARTMENT OF ENERGY, FOR A TERM THROUGH FEBRUARY 14, 2013.

2012-08-16-0627

B. AN ORDINANCE SELECTING GOOD COMPANY ASSOCIATES, INC., AND AWARDING A CONTRACT TO PROVIDE PROFESSIONAL FACILITATION SERVICES, IN AN AMOUNT UP TO \$57,500.00, FUNDED BY THE SUNSHOT INITIATIVE: ROOFTOP SOLAR CHALLENGE GRANT FROM THE U.S. DEPARTMENT OF ENERGY, FOR A TERM THROUGH FEBRUARY 14, 2013.

2012-08-16-0628

C. AN ORDINANCE AUTHORIZING AN AMENDMENT TO A CONTRACT WITH SOLAR SAN ANTONIO, INC., IN AN INCREASED AMOUNT OF \$30,000.00, FOR A TOTAL CONTRACT VALUE UP TO \$63,500.00, TO CONDUCT A "VALUE OF SOLAR" STUDY, FUNDED BY THE SUNSHOT INITIATIVE: ROOFTOP SOLAR CHALLENGE GRANT FROM THE U.S. DEPARTMENT OF ENERGY, AND EXTENDING THE CONTRACT TERM THROUGH FEBRUARY 14, 2013.

Item 27. CONSIDERATION OF THE FOLLOWING BOARD, COMMISSION AND COMMITTEE APPOINTMENTS FOR THE REMAINDER OF UNEXPIRED TERMS OF OFFICE TO EXPIRE MAY 31, 2013, 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. APPOINTING ALFREDO DOMINGUEZ, III (DISTRICT 6) TO THE CITY COMMISSION ON VETERANS AFFAIRS.

B. APPOINTING DAVON NUNN (DISTRICT 6) TO THE SAN ANTONIO YOUTH COMMISSION.

PULLED FROM THE AGENDA BY STAFF

Item 28. AN ORDINANCE AUTHORIZING AN AGREEMENT WITH SAN ANTONIO PETS ALIVE! IN THE AMOUNT OF \$140,000.00 TO INCREASE ANIMAL CARE SERVICE'S ANIMAL INTAKE CAPACITY BY 1,000 ANNUALLY THROUGH SEPTEMBER 30, 2016.

2012-08-16-0629

Item 29. AN ORDINANCE APPROVING A LOCAL CONTRIBUTION IN THE AMOUNT OF \$364,206.00 TO THE EVENTS TRUST FUND TO QUALIFY FOR REIMBURSEMENT OF ELIGIBLE EXPENSE IN AN AMOUNT UP TO \$2,640,433.00 RELATED TO VARIOUS EVENTS HELD AT THE ALAMODOME AND HENRY B. GONZALEZ CONVENTION CENTER DURING THE MONTHS OF JUNE, JULY, AUGUST, AND SEPTEMBER 2012.

2012-08-16-0630

Item 30. AN ORDINANCE APPROVING AMENDMENTS TO THE BYLAWS OF THE CITY/COUNTY JOINT COMMISSION ON ELDERLY AFFAIRS AS REQUIRED BY THE EXISTING BYLAWS PREVIOUSLY ADOPTED BY CITY COUNCIL.

2012-08-16-0631

Item 31. AN ORDINANCE AUTHORIZING A STANDBY PROFESSIONAL SERVICES AGREEMENT WITH HARTNETT ENGINEERED SOLUTIONS, INC., FOR STANDBY LANDFILL COMPLIANCE AND CONSULTING SERVICES, IN AN AMOUNT NOT TO EXCEED \$330,000.00 ANNUALLY FUNDED BY THE SOLID WASTE OPERATING AND MAINTENANCE FUND.

[CONSENT ITEMS CONCLUDED]

ITEMS PULLED FOR INDIVIDUAL CONSIDERATION

The City Clerk read the caption for Item 12:

2012-08-16-0612

Item 12. AN ORDINANCE AUTHORIZING A SEVEN-YEAR PRIME CONCESSIONAIRE AGREEMENT WITH HOST INTERNATIONAL TO OPERATE SEVEN FOOD AND BEVERAGE CONCEPTS IN TERMINAL A AT THE SAN ANTONIO INTERNATIONAL AIRPORT.

Frank Miller stated that a Prime Operator would oversee operations at multiple locations within the San Antonio International Airport. He noted that they would serve as the single point of contact for lease administration issues with the locations and facilitate small business relationship. He indicated that they would also be responsible for the entire Minimum Annual Guarantee (MAG) to the Airport. He reported that a Request for Proposals (RFP) was released in March 2012 and that proposals were submitted and evaluated in June 2012. He outlined the proposed strategy in which they would like to

provide passengers with a mix of national and local concepts. He reviewed the members of the Evaluation Committee and the Scoring Methodology. He provided the final scoring matrix: Air Star – 66.17 points; CI/TAGS – 70.03 points; Fresquez – 72.77 points; and Host International – 89.60 points. He mentioned that Host International operates in over 100 airports and serves as the Prime Concessionaire at several of those airports. He added that their proposal included two subcontracted locations.

Mr. Miller spoke of the Joint Venture in which True Flavors has a 35% stake in and will operate: La Gloria; The Fruteria; Mission City Ice House Bar; Steak ‘n Shake; and La Tapenade. He stated that Auntie Annie’s and Famous Famiglia would be subleased. He noted that during the transaction period, Host International will pay a separate rent for each location as they open. He added that for the first full year of operations, the MAG would be the greater of \$962,000 or 12-14% of food and non-alcoholic sales plus 16% of alcoholic sales plus 15% of concept-related merchandise. He reported that for each subsequent year, the MAG will be set at 85% of the amount during the previous year and the MAG will never be lower than \$962,000. He stated that Host International will take delivery and close current concessions to minimize the impact to passengers and targeted all new locations opening by the end of 2013. He added that staff recommends the award of the Prime Concessionaire Contract with Host International for seven concepts in Terminal A.

Mayor Castro thanked staff for their work and stated that this was an important contract for the city. He called upon the individuals registered to speak on Item 12.

Ramiro Cavazos of the San Antonio Hispanic Chamber of Commerce stated that they were in full support of the staff recommendation to award the Prime Concessionaire Contract to Host International. He noted that they represent over 1,000 members and 20,000 minority-owned businesses in San Antonio. He added that they were pleased that local jobs would be created and commended Johnny Hernandez for his efforts in San Antonio.

Lucio Centofanti stated that he operates 10 restaurants in San Antonio with 150 employees and had been in San Antonio for over 30 years. He noted that they did not think they had a fair chance to operate at the Airport but would really like to be there. He asked how he could have had an opportunity to partner with Host International.

Rami Mohamed expressed opposition to the recommendation and noted his concern that Host International would operate 60% of the concessions at the Airport. He stated that it was becoming a monopoly and did not provide other local franchises and businesses the opportunity to expand.

Charles Lenny Fresquez stated that he was the President of Fresquez Concessions who came in second in the scoring. He expressed concern with the scoring that was awarded in several categories and noted that they had put great detail into ensuring that local concepts were incorporated. He asked the City Council to reconsider the staff recommendation.

Avery Johnson stated that he was speaking in support of his friend and business partner, Lenny Fresquez. He noted that they had been operating the Alamo Brewery at the Airport for 10 years and that he was a 35% partner. He commended Mr. Fresquez for his experience in operating Airport Concessions. He expressed concern with the scoring methodology that was utilized and added that he believes that Fresquez Concessions would be a better fit for San Antonio.

Tony Canty, CIO of Labatt Food Service and Chair of the Mayor's Fitness Council stated that Labatt is a food distributor with over 12,000 items and 6,000 customers in five states. He noted that Fresquez Concessions is a great customer of theirs and that they service all of the concessions at the Albuquerque Airport in New Mexico. He spoke of the transformation he had witnessed at that airport through higher quality food, healthier options, and a great variety of restaurants. He added that he believed that the proposal submitted by Fresquez was well done and deserved a better score than it received.

Russell Reyes, Owner of Perico's Restaurant stated that he was born and raised in San Antonio and was a third generation restaurateur. He expressed concern with the 13-point disparity between Fresquez and Host International within the Proposed Plan Category. He noted that he was here to support Fresquez Concessions and that Mr. Fresquez had been a great mentor to him.

Claudia Reyes ceded her time to Lenny Fresquez. Mr. Fresquez spoke of the challenging economic conditions and asked why the city would choose to leave between \$1.5-3 million on the table. He expressed concern that the RFP only required five years of experience and noted that he has 15 years of experience. He asked why he did not receive the same amount of points as Host International in this category and asked the City Council to do the right thing.

Nicole Jefferson stated that she had worked for Fresquez Concessions at the airport for five years and was excited by the restaurants they had proposed to operate. She expressed concern with the scoring methodology and noted that Fresquez Concessions provided local concepts that were continually rated among the best in their categories. She requested that the City Council vote against the recommendation and further review the scoring.

Saeed Rasool stated that he was a Retired Marine and had served 25 years in the military. He spoke in support of Fresquez Concessions, noting that he had recently graduated from Wayland Baptist University and hoped to open his own business within two years. He asked the City Council to reconsider the recommendation and review the scoring methodology.

Marco Barros stated that he was pleased to serve on the Evaluation Committee. He noted that all four were good proposals but one scored higher than the others. He spoke of the open process that was utilized and complimented the city departments that assisted the Committee in their review. He added that the Committee felt strongly about the ideas and concepts presented by Host International and were in support of the staff recommendation.

Mayor Castro thanked staff for the presentation and asked of the scoring difference between the first and second place proposals within the Experience Category. Mr. Miller replied that both of the proposals met the minimum years of experience as requested in the RFP but Host International demonstrated direct experience as a Prime Concessionaire in multiple airports. Mayor Castro asked if the experience of the individual establishments had an impact on the Evaluation Category as opposed to the Concept and Design Category. Mr. Miller replied that smaller operators were not likely to have much experience at an airport. He stated that they viewed this as an opportunity for small businesses to partner with a Prime Concessionaire to gain experience and then move forward on their own. Mayor Castro asked of the dual system of scoring utilized, noting that four categories were points-based and the last category was Pass/Fail. Mr. Miller responded that in the past, there have been companies that have bid high numbers but could not fulfill the revenue requirements. He stated that 90% of airports throughout the country are using this methodology and that financial requirements are reviewed separately from the Evaluation Committee.

Councilmember Chan thanked all of the teams that responded to the RFP, as well as Aviation Staff and the Evaluation Committee for their work. She stated that the City Council had endorsed a Prime Concessionaire in an effort to allow small, local businesses to gain experience within Airport Concessions. She noted that she believed that a fair and transparent process had been utilized. She asked of the role of the Advisory Members. Mr. Miller replied that they served as resources and answered questions posed by Evaluation Committee Members such as a Contract Compliance Employee ensuring that there were not any tax issues at the State Level. Councilmember Chan asked of the MAG. Mr. Miller explained that the MAG was provided as a starting point with the expectation that the city will make more than the revenue guarantee. He stated that for each subsequent lease year, the MAG will set at 85% of the amount during the previous year.

Councilmember Williams stated that although he did not agree with the Prime Concessionaire Approach, it was his responsibility to ensure that the process was followed correctly. He noted that he would like to see additional cost savings for the city. He mentioned that he could not find the politics in the process and that city staff had followed the criteria and direction outlined by the City Council.

Councilmember D. Medina stated that he also believed that city staff had followed the direction of the City Council and commended staff for their work. He noted that the decision today would send a message to local small businesses that they have the opportunity to participate.

Mayor Castro thanked the Evaluation Committee for their work and stated that he had confidence in the criteria and evaluation that was utilized.

Councilmember Chan moved to adopt the proposed Ordinance. Councilmember D. Medina seconded the motion.

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

The City Clerk read the caption for Item 21:

2012-08-16-0621

Item 21. AN ORDINANCE AWARDED A CITY COUNCIL PROJECT FUNDS ALLOCATION TO FIRST IN SUPPORT OF THE 2012 ALAMO-FIRST REGIONAL ROBOTICS COMPETITION, IN AN AMOUNT NOT TO EXCEED \$21,500.00.

Councilmember Ozuna moved to adopt the proposed Ordinance with the condition that \$3,000 be allocated from the District 3 City Council Project Funds. Councilmember Bernal seconded the motion.

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

Item 32. CITY MANAGER'S REPORT

A. FY 2013 BUDGET UPDATE

Ms. Sculley reported that she had presented the proposed FY 2013 Budget to the City Council the previous week and had developed budget highlights in English and Spanish to inform the community of what was included in the proposed budget. She noted that five Community Budget Input Hearings were held in May and would be hosting five additional Community Budget Input Hearings prior to budget adoption. She reported that two public hearings would also be held in the City Council Chambers at 6:00 pm on August 29, 2012 and September 6, 2012. She noted that residents could also provide comments via the city website and through the budget input boxes at various city facilities.

B. BETTER BLOCK

Ms. Sculley stated that the Better Block Project was a community revitalization effort that temporarily demonstrates how to re-vision an area with bicycle, pedestrian, and transit infrastructure mixed with art, culture, and street life. She noted that Better Block has a contract with the city to implement three Better Block Demonstrations and one was implemented in March in conjunction with Siclovía. She reported that the community was invited to a meeting on June 13, 2012 to help build a Better Block at Alamo Plaza between Houston and East Crockett Streets and that a Pre-Build Workshop occurred on August 10th and 11th. She stated that the Alamo Plaza Better Block Event would kick off on August 17, 2012 from 5:00-11:00 pm and that the traditional Better Block Event would occur on August 18, 2012 from 9:00 am to 1:00 pm. She invited everyone to attend the events on Friday and Saturday.

C. ICMA PERFORMANCE MANAGEMENT AWARD

Ms. Sculley reported that the city had worked to develop a single dashboard of performance measures so that the organization can determine how it is performing in key priority areas. She stated that as a result of the newly developed performance measures report and participating in the International City/County Management Association (ICMA) Center for Performance Management, the city has been recognized for superior performance management efforts. She noted that on July 13, 2012, the city was honored with the Certificate of Excellence from the ICMA Center for Performance Measurement. She noted that San Antonio was one of 26 jurisdictions receiving ICMA's highest level of recognition this year.

The Budget Work Session from the previous day was continued at this time.

PARKS AND RECREATION

Xavier Urrutia provided an overview of the amenities offered by the Parks and Recreation Department that include Parks, Community Centers, Swimming Pools and Skate Plazas. He noted that in FY 2012, four pools remained open beyond the regular pool season and staff proposes continuing the expanded program in FY 2013. He reported that they had utilized \$100,000 from the Solid Waste Fund in FY 2012 to expand the Recycling in Parks Initiatives and that 76% of park acres with public access included recycling opportunities. He spoke of the Tree Planting Initiative funded through Tree Mitigation and Tree Canopy Development Fees, noting that they added 2,841 trees in city parks in FY 2012. He stated that recreational attendance had greatly increased in FY 2012 and expected an even greater increase in FY 2013. He reported that 163 playground inspections were estimated for completion in FY 2012.

Mr. Urrutia provided a 10-Year History of Budgets and Positions and noted that the FY 2013 Budget would decrease by \$300,000. He stated that they would continue recycling efforts at city parks and implement a Pilot Program with new solar-powered trash receptacles and compactors. He reported that they estimated planting 5,050 trees in FY 2013 and that the Capital Budget provides \$525,000 for playground improvements. He outlined the Linear Greenway Program that is funded by the Venue Sales Tax and acquires property along designated creeks to develop hike and bike trails.

Mr. Urrutia highlighted the departmental efficiencies in which \$165,655 would be saved by transferring the management of adult softball to the S.A. Softball Association. Additionally, the Landscape Architect Position will be transferred to the CIMS Department to assist with the 2012 Bond Program for a savings of \$76,414 and Tree Maintenance Staff will be redirected for a savings of \$120,621. He stated that the San Antonio Botanical Society would coordinate volunteer activities and gate admissions for a savings of \$10,414. He reported that they would implement a Pilot Spray Program on 12 sports fields to lengthen intervals needed between mowing cycles for a savings of \$37,698. He noted that Park Maintenance Restructuring would save \$1,000,681 through reconfiguring the current staff structure and supplementing with outside contractors. He stated that \$132,713 would be added to expand the Fitness in the Park Program and that \$351,325 would be included to add 147 park components and amenities through renovation and development projects.

Mayor Castro thanked staff for their work and asked of the park maintenance restructuring. Mr. Urrutia replied that they were reviewing their completion times and would prioritize the work orders based on need. Mayor Castro asked of the restructuring of art and wellness programs for youth. Mr. Urrutia stated that they had previously hired temporary staff to provide those services but current staff would absorb the duties. Mayor Castro expressed concern that there was not a swimming pool on the Eastside with expanded hours. Mr. Urrutia replied that they looked at regional pools to create a balance throughout the city as much as they could.

Councilmember Soules thanked staff for their work but noted his concern that there was not a more detailed maintenance plan for the trail way systems. Mr. Urrutia stated that \$500,000 was set aside as a replacement fund to address issues as they occur. Councilmember Soules asked of the Ranger Program. Mr. Urrutia responded that city employees would manage and direct the volunteer program and would be responsible for coordination, training, and implementation. Councilmember Soules asked if the fields that would be sprayed were irrigated. Mr. Urrutia stated that he was not sure but would provide that information to the City Council. He added that the spray was a growth inhibitor and would not kill the grass.

Councilmember Ozuna thanked staff for their work and stated that she was pleased with the expanded pool hours. She requested additional information on the relationship between the city and the operator of the San Jose Burial Park. Mr. Urrutia replied that the city had entered into a management agreement with Mission Park Funeral Chapels and Cemeteries for the operation of San Jose Burial Park one year ago. He stated that there had been some issues but they had been immediately addressed. Councilmember Ozuna asked of the relationship between the Parks and Recreation and Animal Care Services Departments, noting the issues of animals being dumped at city parks. Mr. Urrutia replied that the focus has been geared toward education and ensuring that the community is aware of the Spay/Neuter Programs available. Councilmember Ozuna recommended that staff review the option to cross train staff between the two departments.

Councilmember D. Medina spoke of the challenges in serving the need for services at the Palm Heights Recreation Center and noted that the area was growing. Mr. Urrutia replied that they would have to look into capital project funds to potentially expand the center. He noted that the Palm Heights Recreation Center was located on a small footprint and that they were limited on teacher-to-student ratios. Councilmember D. Medina asked of the Summer Youth Program at Normoyle Park. Mr. Urrutia responded that there was a program but was not utilized as much as Palm Heights. Councilmember D. Medina requested that staff look at what is being done at Palm Heights and possibly replicate it at Normoyle Park. He referenced the Pilot Spray Program and spoke of the public safety issue with overgrown grass on city right-of-way. He asked if this same application could be utilized to address same. Mr. Urrutia replied that they would monitor its success and share with other departments if determined to be useful. Councilmember D. Medina asked of the increase in completion times for service. Mr. Urrutia stated that various functions could take a little longer to address based on priority and would focus on areas that did not have a direct service impact such as carpentry and painting. Lastly, Councilmember D. Medina requested a list of items and services that could be impacted due to park maintenance restructuring.

RECESSED

Mayor Castro recessed the meeting at 12:03 pm to break for lunch and announced that the meeting would resume at 2:00 pm.

RECONVENED

Mayor Castro reconvened the meeting at 2:06 pm and addressed the Zoning Items. He reiterated that Item Z-5 was pulled from the agenda by staff.

CONSENT ZONING ITEMS

Councilmember Taylor moved to approve the following Zoning Items: Z-1, Z-2, Z-3, Z-4, Z-6, and Z-7 under Consent Zoning. Item Z-8 was pulled for individual consideration. Councilmember Bernal seconded the motion.

Mayor Castro called upon Jody D. Williams to speak.

Ms. Jody D. Williams read a statement from Nancy Avellar, President of the San Antonio Conservation Society in support of Item Z-1. She stated that Alamo Stadium was a cherished local landmark that was significant for its role in support of local and regional sports. She noted that the stadium was an outstanding example of rustic, Art Moderne Institutional Design of the New Deal Era and was considered historic. She thanked SAISD Board President Ed Garza and Interim Superintendent Sylvester Perez for working diligently to find design solutions to maintain the historic character of the landmark facility.

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

2012-08-16-0632

Item Z-1. **ZONING CASE # Z2012135 HL (District 1):** An Ordinance amending the Zoning District Boundary from "R-5 AHOD" Residential Single-Family Airport Hazard Overlay District to "HL R-5 AHOD" Historic Landmark Residential Single-Family Airport Hazard Overlay District on Lot 37, NCB A-52 located at 110 Tuleta 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: LOT 37, NCB A-52 TO WIT: FROM "R-5 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "HL R-5 AHOD" HISTORIC LANDMARK RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT.

2012-08-16-0633

Item Z-2. **ZONING CASE # Z2012151 (District 1):** An Ordinance amending the Zoning District Boundary from "C-2 AHOD" Commercial Airport Hazard Overlay District to "R-4 IDZ AHOD" Residential Single-Family Infill Development Zone Airport Hazard Overlay District with Office Uses on Lot 2, Block 89, NCB 3250 located at 3232 IH 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 2, BLOCK 89, NCB 3250 TO WIT: FROM "C-2 AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT TO "R-4 IDZ AHOD" RESIDENTIAL SINGLE-FAMILY INFILL DEVELOPMENT ZONE AIRPORT HAZARD OVERLAY DISTRICT WITH OFFICE USES.

2012-08-16-0634

Item Z-3. **ZONING CASE # Z2012161 (District 2):** An Ordinance amending the Zoning District Boundary from "H RM-4 AHOD" Residential Mixed Dignowity Hill Historic Airport Hazard Overlay District and "H C-1 AHOD" Light Commercial Dignowity Hill Historic Airport Hazard Overlay District to "H IDZ AHOD" Infill Development Zone Dignowity Hill Historic Airport Hazard Overlay District with uses permitted in "C-2" Commercial District and Stone Monument Retail and Wholesale with Outdoor Display and Storage of Merchandise on Lots 11, 13 and the east 118.33 feet of Lot 15, Block 8, NCB 583 located at 311, 315, and 321 North Hackberry Street. Staff and Zoning Commission recommend approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOTS 11, 13 AND THE EAST 118.33 FEET OF LOT 15, BLOCK 8, NCB 583 TO WIT: FROM "H RM-4 AHOD" RESIDENTIAL MIXED DIGNOWITY HILL HISTORIC AIRPORT HAZARD OVERLAY DISTRICT AND "H C-1 AHOD" LIGHT COMMERCIAL DIGNOWITY HILL HISTORIC AIRPORT HAZARD OVERLAY DISTRICT TO "H IDZ AHOD" INFILL DEVELOPMENT ZONE DIGNOWITY HILL HISTORIC AIRPORT HAZARD OVERLAY DISTRICT WITH USES

PERMITTED IN "C-2" COMMERCIAL DISTRICT AND STONE MONUMENT RETAIL AND WHOLESALE WITH OUTDOOR DISPLAY AND STORAGE OF MERCHANDISE.

2012-08-16-0635

Item Z-4. **ZONING CASE # Z2012154 (District 4):** An Ordinance amending the Zoning District Boundary from "R-4 AHOD" Residential Single-Family Airport Hazard Overlay District to "C-1 AHOD" Light Commercial Airport Hazard Overlay District on Lots 14 and 15, Block 60, NCB 7990 located at 821 Linden 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 14 AND 15, BLOCK 60, NCB 7990 TO WIT: FROM "R-4 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "C-1 AHOD" LIGHT COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT.

PULLED FROM THE AGENDA BY STAFF

Item Z-5. **ZONING CASE # Z2012142 (District 5):** 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 Lots 11 through 15 and Lots 62, 63 and 64, Block 7, NCB 11247 located at 411 Las Palmas Drive. Staff and Zoning Commission recommend approval.

2012-08-16-0636

Item Z-6. **ZONING CASE # Z2012136 (District 6):** An Ordinance amending the Zoning District Boundary from "R-6" Residential Single-Family District to "O-1" Office District on Lot 15, Block 3, NCB 17637 located at 5534 Rogers Road. Staff and Zoning Commission recommend approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOT 15, BLOCK 3, NCB 17637 TO WIT: FROM "R-6" RESIDENTIAL SINGLE-FAMILY DISTRICT TO "O-1" OFFICE DISTRICT.

2012-08-16-0637

Item Z-7. **ZONING CASE # Z2012144 (District 9):** An Ordinance amending the Zoning District Boundary from "I-1 AHOD" General Industrial Airport Hazard Overlay District to "C-3R AHOD" General Commercial Restrictive Alcohol Sales Airport Hazard Overlay District on 0.0811 of an acre out of Lot 8, Block 1, NCB 15678 located on a portion of 3633 Metro Parkway. Staff and Zoning Commission recommend approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS:

0.0811 OF AN ACRE OUT OF LOT 8, BLOCK 1, NCB 15678 TO WIT: FROM "I-1 AHOD" GENERAL INDUSTRIAL AIRPORT HAZARD OVERLAY DISTRICT TO "C-3R AHOD" GENERAL COMMERCIAL RESTRICTIVE ALCOHOL SALES AIRPORT HAZARD OVERLAY DISTRICT.

[CONSENT ZONING CONCLUDED]

ZONING ITEM PULLED FOR INDIVIDUAL CONSIDERATION

CONTINUED

Item Z-8. **ZONING CASE # Z2012139 (District 10):** An Ordinance amending the Zoning District Boundary from "C-3NA AHOD" General Commercial Nonalcoholic Sales Airport Hazard Overlay District to "C-3 AHOD" General Commercial Airport Hazard Overlay District on 0.521 of an acre out of Tract 3, Block 2, NCB 13802 located at 5170 Randolph Boulevard. Staff recommends denial. Zoning Commission recommends approval.

John Jacks presented Item Z-8 and stated that staff recommended denial and the Zoning Commission recommended approval. He reported that of eight notices mailed; none were returned in favor or in opposition.

Mayor Castro called upon the citizens registered to speak.

Ron Ray addressed the City Council and stated that he purchased the property in 2007 and asked that the property be zoned to C-3 to allow for alcohol and beer sales. He noted that the Zoning Commission initially had concerns but he had addressed them and they recommended approval. He added that he owned and operated Spanky's Bar and had committed that he would close the bar in January if this zoning request was approved.

Juan R. Ayala addressed the Council and stated that he rented the property and would like to open a Puerto Rican Restaurant. He indicated that he would like for people to enjoy eating their food with a beer or glass of wine.

Councilmember Soules stated that he would have liked for staff to work with Mr. Ray prior to the item coming before the City Council. He asked Mr. Ray why the C-2 Rezoning recommended by staff was not sufficient. Mr. Ray responded that he was requesting C-3 due to the fact that he had already paid \$1,725 for the application and did not want to have to pay another application fee. He stated that he also did not want to delay the request for another 60 days.

Councilmember Soules moved to continue Item Z-8 until September 20, 2012. Councilmember Chan seconded the motion.

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

ADJOURNMENT

There being no further discussion, Mayor Castro adjourned the meeting at 2:20 pm.

APPROVED



**JULIÁN CASTRO
MAYOR**

Attest:



**LETICIA M. VACEK, TRMC/MMC
City Clerk**