

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

**A WORK SESSION AND REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO WERE HELD IN THE MUNICIPAL PLAZA BUILDING, WEDNESDAY, FEBRUARY 20, 2013, AND THURSDAY, FEBRUARY 21, 2013, RESPECTIVELY.**

The San Antonio City Council convened in a Work Session at 2:00 pm Wednesday, **February 20, 2013**, Municipal Plaza Building, with the following Councilmembers present: Bernal, Taylor, Ozuna, Saldaña, D. Medina, Lopez, Williams, Chan, Soules, and Mayor Castro. **ABSENT:** C. Medina. Mrs. Vacek announced that Councilmember C. Medina would not be in attendance.

**1. A BRIEFING REGARDING TRANSPORTATION PLANNING AND POLICY FOR THE CITY OF SAN ANTONIO.**

John Dugan stated that the presentation would address Transportation Priorities that were identified at the City Council 2012 Goal Setting Session and Transportation Goals identified in SA2020. He highlighted City Council Statements made at the 2012 Goal Setting Session that include providing a funding mechanism to leverage State and Federal Funding. He reported that an SA2020 Goal was that San Antonio's Transportation System be recognized as a model of efficiency and environmental sustainability. He outlined other SA2020 Transportation-Related Goals that include promoting active living through a better built environment such as walkable neighborhoods and complete streets to encourage biking and walking. He mentioned key issues and challenges noting that there was no strategy to achieve SA2020 Goals and that the regional conversation was mostly focused on freeways. He added that there were also challenges to the San Antonio Leadership within the Regional Transportation Conversation.

Mr. Dugan reported that the purpose of Transportation Planning was to create a Transportation Strategy to achieve City Council Priorities and Goals of SA2020. He stated that they would like to become proactive on Transportation Issues, as well as connect Transportation to other Community Objectives. He spoke of the importance of maximizing city, regional, and federal financial resources to create a transportation system that supports future populations.

Mr. Dugan highlighted strategies to include linking transportation and redevelopment, and aligning jobs and housing. He spoke of investing in Multi-Modal Transportation Choices by ensuring that streets accommodate driving, riding a bike, riding a bus, and walking safely. He stated that it was important to create a layered comprehensive transportation strategy in conjunction with regional agencies. He noted that city funding should be dedicated to leverage State and Federal Funding and that mass transit must be marketed as a more attractive choice. He mentioned that the city should support managed lanes for bus mass transit such as a High Occupancy Vehicle Lane.

Mike Frisbie presented funding challenges and stated that Federal and State Funding were not anticipated to keep pace with the need. He reported a preliminary growth increase projection of over one million new people by 2040. He outlined the various funding sources for Transportation that include the Federal and State Gas Taxes, Advanced Transportation District (ATD), User Fees, and General Funds. He explained the Gas Tax and how it was distributed among the State and Federal

Government. He highlighted Transportation Coordination with State and Federal Transportation Agencies, Planning Agencies, Bexar County, High Speed Transit, Funding Advocates and other Local Governments.

Mr. Dugan spoke of Transportation Opportunities to continue to seek additional Federal and State Funding, maximize local investment in Transportation, and create a Transportation Plan to articulate strategy. He stated that there were various existing Transportation Plans including the Metropolitan Planning Organization (MPO) Metropolitan Transportation Plan and Transportation Improvement Program and the VIA Metropolitan 2035 Long Range Comprehensive Transportation Plan. He outlined the Streetcar Timeline in which design would occur between Fall 2013 and Fall 2014 with final construction completed in 2017. He highlighted the San Antonio Major Thoroughfare Plan that was adopted in 1978. He indicated that the 1978 map was regularly updated unlike the policies which were not substantively amended. He spoke of National Best Practices that include having a City-Specific Transportation Plan integrated into the Comprehensive Plan. He noted the need to coordinate with the MPO and plan for a Multi-Modal Transportation System. He added that it would be important to incorporate Complete Street Policies as well as address future High Speed Transit Proposals.

Mr. Frisbie explained the makeup of the 19-Member MPO Board noting that the City had six representatives; four Elected Officials and two staff. He stated that the City encompasses 77% of the population in the MPO Area; 62% of the road miles; yet has only 32% representation on the MPO. He noted that due to the 2010 Census, the City of New Braunfels would become part of the MPO Area and thus, would affect the representation on the Board. He provided an overview of the Planning and Project Resources for City Transportation and mentioned that next steps would include quarterly presentations to the City Council regarding Regional Issues.

Mayor Castro stated that it was important to be smarter about planning for the future and asked of moving forward. Mr. Dugan replied that the City's Comprehensive Plan and Mobility Plan were focused on Transportation and could be used to engage the MPO. Ms. Sculley added that in order to prioritize projects, it was important to have a plan in place to guide the city. Mayor Castro asked of the percentage of the population that SA represents of the MPO Region. Mr. Frisbie replied that it was 77% of the population; 62% of the road miles and only 32% representation on the MPO Board. Mayor Castro stated that he looked forward to future discussions regarding the representation on the MPO Board and that staff should move forward on the Multi-Modal Goals outlined by SA2020.

Councilmember Lopez asked of the MPO Projects. Mr. Frisbie explained that the MPO Policy Board outlined projects that could be funded in a reasonable way while the City's Comprehensive Plan would include projects based on need and prioritization for funding. Councilmember Lopez asked of the funding impact of the Eagle Ford Shale. Mr. Frisbie stated that there were individual counties and cities struggling with the immediate impact. He noted that the revenues were increasing and there was legislative discussion regarding areas getting their fair share. Councilmember Lopez asked of the primary index by which the city is measured for funding purposes. Mr. Frisbie replied that there was a matrix that looks at objective criteria before being sent to the Policy Board and noted that there was also a formula based on population. Majed Al-Ghafry added that there was also consideration based on the make-up of the MPO. Councilmember Lopez spoke of the growth of Guadalupe and Comal Counties and noted that they were part of the MPO Region. Mr. Frisbie confirmed that they could not create their own MPO without the approval of the Bexar County MPO. Councilmember Lopez expressed concern with the small percent of City Representation on the MPO Board. Councilmember Soules added that

they were looking at the potential of drawing Comal, Guadalupe and Kendall Counties as partners. He noted that it would be a benefit to have them as partners when competing with other MPOs for funding. Councilmember Lopez clarified that there was not a take-over and that this was a good opportunity to review boundaries. Councilmember Soules added that they were involved in good-faith negotiation and would work to move forward with a plan that everyone involved could agree upon. Mr. Frisbie added that the Local MPO had a requirement that the four major agencies: City of San Antonio, Bexar County, Texas Department of Transportation, and VIA Metropolitan must agree to a change before going to the MPO Policy Board for a vote.

Councilmember Williams stated that he had previously served on the MPO Board and commended Councilmember Lopez for his work on the Board. He noted that there were many challenges and distrust from the smaller counties on the MPO. He noted that toll transit must be addressed and that a realistic plan for funding should include toll-managed transit lanes. He added that a solution needed to be implemented instead of just planning. Mr. Frisbie noted that the counties participating in the MPO would receive their fair share of funding.

Councilmember Taylor asked of the creation of a City Specific Transportation Plan. Mr. Dugan replied that they would build off the Comprehensive Plan and stated that it would be important to articulate needs in the short and long term. He noted that they work in conjunction with redevelopment corridor priorities. Councilmember Taylor asked of the public input process. Mr. Dugan replied that they would engage the public when a plan was proposed. Councilmember Taylor asked of a timeline. Mr. Dugan responded that due to funding not being identified yet, there was not a timeline. Councilmember Taylor stated that she would like to see staff integrate the Unified Development Code, Mixed-Use Developments, and reducing trips into the Transportation Plan. She spoke of the need to develop a sidewalk strategy noting the challenges with the condition and lack of sidewalks.

Councilmember Saldaña stated that the city had a role in prioritizing sidewalks around schools and bus stops. He noted that he hoped the issues with the City of New Braunfels would bring about a discussion on what their needs are. He asked of the funding that the City of New Braunfels would have received from the MPO. Mr. Frisbie indicated that if they would have been part of the MPO, they would likely have received \$10 million of the \$90 million allocated for the region. Councilmember Saldaña stated that the city should continue to be aggressive regarding their position on the MPO.

Councilmember Bernal stated that infrastructure to include streets and sidewalks could have a revitalizing effect on a neighborhood. He noted that sidewalks led to other modes of transportation and requested that a plan be created to prioritize sidewalks.

Councilmember Ozuna stated that 30 years later; the city is playing catch-up in regard to Transportation. She noted that the Southside was doing well currently but would need to plan for future growth. She mentioned that Atascosa and Wilson Counties were not represented and asked that the Southside Corridors be included in discussions regarding High Occupancy Vehicle and managed lanes.

Councilmember D. Medina spoke of the need to address sidewalks and making them a funding priority. He mentioned traffic congestion issues at the intersection of Zarzamora Street and Frio City Road and asked that it be included in discussions regarding Transportation.

## **EXECUTIVE SESSION**

The Executive Session portion of the meeting was not conducted.

- A. 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).**
- B. DELIBERATIONS REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS AND DISCUSS RELATED LEGAL ISSUES PURSUANT TO TEXAS GOVERNMENT CODE SECTIONS 551.087 (ECONOMIC DEVELOPMENT) AND 551.071 (CONSULTATION WITH ATTORNEY).**

## **RECESSED**

Mayor Castro recessed the meeting at 3:49 pm and announced that the meeting would resume at 6:00 pm for Citizens to be Heard.

## **CITIZENS TO BE HEARD**

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

Mark Perez expressed concern with businesses operating without the proper permits to include Tetco and Kimberly Clark. He spoke of issues with the NuStar Refinery and stated that he did not understand why City Ordinances were not being enforced.

James Rodarte expressed concern with the traffic congestion at the intersection of Zarzamora Street and Frio City Road due to train delays. He stated that First Responders had challenges in getting through the intersection and that addressing said issue should be a priority. He spoke of other transportation issues in District 5 and requested a Westbound entrance ramp onto Highway 90 to help alleviate the traffic.

Nazirite Ruben Flores Perez spoke of the Laws of Love and Kindness from The Bible. He provided an article from the San Antonio Express-News entitled, "1,200 Russians hurt by meteor's shock wave" and stated that it had caused a great amount of damage. He mentioned the B612 Foundation and referenced the great earthquake that would split Earth into three pieces.

Nick Calzoncit commended Mayor Castro for the great things he has accomplished while in office. He requested that the city create a Department of Peace in coordination with the school districts and specifically, Harlandale ISD. He noted that the US Congress was creating a Department of Peace and that the legislation for same had already been written. He indicated that he received 3,000 signatures in support of Harlandale ISD creating a Department of Peace. He expressed concern that schools and public buildings are being named for Anglo Males and spoke of the minority females that are doing great things.

Artman Bland stated that he had heard an Evangelist speaking recently and believed that it was the church's responsibility to step in when Government got out of hand.

Faris Hodge, Jr. submitted written testimony stating that the Social Security Office should not be moved out of the Downtown Area. He wrote that vehicles were the main source of the city's polluted air and that electing the VIA Board Members was not a good solution. He noted that Texas lost their say over air quality and expressed concern with increased water bills. He wrote that strip clubs were suing over the city's new restrictions and highlighted VIA's new Primo Bus Service. He referenced an article entitled, "City again looking at annexing land" and requested that backup information be provided for the City Manager's Report. He mentioned the San Antonio Rodeo and noted that Former Mayor Howard Peak would replace Mayor Emeritus Lila Cockrell as President of the San Antonio Parks Foundation. He wrote of the massive fire that destroyed The Historic Memorial Church of God in Christ.

### **ADJOURNMENT**

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

The San Antonio City Council convened in a Regular Meeting on Thursday, **February 21, 2013**, 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, Williams, Chan, and Soules. **ABSENT:** Lopez, C. Medina, and Mayor Castro. Mrs. Vacek announced that Mayor Castro, Councilmember Lopez and Councilmember C. Medina would not be in attendance.

**Item 1.** The Invocation was delivered by Reverend Lemelle Taylor, Pastor, Chosen Generations Baptist Church, guest of Councilmember Ivy R. Taylor, District 2.

**Item 2.** Mayor Pro Tem Bernal led the Pledge of Allegiance to the Flag of the United States of America.

### **POINT OF PERSONAL PRIVILEGE**

Councilmember Chan recognized honorable guests visiting from the US Department of Commerce in Offices in Washington, DC: Antwaun Griffin, Daniel O'Brien, Jim Kennedy. She introduced Daniel Rodriguez who was housed locally. She stated that for the past 15 years, the City of San Antonio has served as the Host Partner to the US San Antonio Export Assistance Center. She noted that the Center will be moving from its office in the International Center to a new location at the Garcia Federal Building in Alamo Plaza. She spoke of the success as an export market, noting that San Antonio was ranked among the Top 10 Growing Export Markets in the US. Mr. Griffin stated that he was pleased to present a Certificate of Appreciation to the City of San Antonio in recognition of their long-standing commitment to providing trade services and assistance to US Exporters.

### **Item 3. MINUTES**

Councilmember Saldaña moved to approve the Minutes for the January 31, 2013 City Council Meeting. Councilmember Taylor seconded the motion.

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

### **ITEMS FOR INDIVIDUAL CONSIDERATION**

The City Clerk read the caption for Item 4:

#### **2013-02-21-0119**

Item 4. AN ORDINANCE AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH TRANSYSTEMS CORPORATION, INC. IN THE AMOUNT NOT TO EXCEED \$12,000,000.00 FOR ARCHITECTURAL AND ENGINEERING DESIGN SERVICES AND CONSTRUCTION ADMINISTRATION SERVICES FOR THE CONSOLIDATED RENTAL CAR FACILITY, A CUSTOMER FACILITY CHARGE FUNDED PROJECT AT THE SAN ANTONIO INTERNATIONAL AIRPORT AND APPROPRIATING FUNDS.

Frank Miller presented a Power Point for the Consolidated Rental Car Facility (CONRAC) that was recommended as part of the Airport Master Plan. He reported that the City Council had approved a Customer Facility Charge (CFC) on March 8, 2012 as the funding mechanism for the CONRAC. He stated that the evaluation, criteria, selection committee and timeline for the Request for Qualifications for the CONRAC Architectural and Engineering (A/E) Services Contract was presented to the City Council on September 19, 2012. He outlined the A/E Solicitation Process noting that six teams had submitted proposals. He stated that the Evaluation Committee met on November 13, 2012 and selected three teams for interviews. He provided an Evaluation Matrix indicating that TranSystems received the highest score. He mentioned that TranSystems had served as the prime for CONRACS at Phoenix Sky Harbor, Chicago O'Hare, and Mineta San Jose. He outlined the TranSystems Team and highlighted the Certified Small Business Enterprise (SBE) Firms. He reported that TranSystems met the 35% SBE Goal.

Mr. Miller provided an overview of the Fiscal Impact in which \$12 million would be appropriated for Architectural, Engineering, and Construction Administration Services from CFC Funds. He stated that initial work through schematic design would cost \$3.4 million and that additional phases would be approved under the contract based on funding availability. He reported that proposals were being evaluated for the Construction Manager at Risk Contract and expected to present a recommendation to the City Council in April 2013. He added that staff recommends approval of a Professional Services Agreement with TranSystems Corporation for A/E Design Services and Construction Administration Services for the CONRAC at the San Antonio International Airport.

Councilmember Ozuna entered the meeting at this time.

Councilmember Saldaña asked of the funding for the project. Mr. Miller replied that no local tax dollars would be used and that the project would be fully funded by the CFC. He explained that CFC was a fee of \$4.50 applied to each contract day for car rentals at the Airport.

Councilmember Williams asked of the location of the CONRAC. Mr. Miller replied that it would be located on an area that is currently an open lot. Councilmember Williams asked of the total project cost. Mr. Miller replied that the project totaled \$128 million. He stated that the \$12 million requested at this time would be used for conceptual and schematic design. Mike Frisbie added that the Construction Manager at Risk Process would overlap with the design phase and that the end result would be construction-ready design plans and specifications. He indicated that the \$12 million for the design phase would be utilized throughout the project. Councilmember Chan stated that the Construction Manager at Risk Process would utilize the design and construction teams at the same time and would maximize efficiency. Councilmember Williams stated that he wanted it to be clear that there would still be risk when hiring a Construction Manager at Risk.

Councilmember D. Medina asked if project updates would be provided to the City Council. Mr. Miller replied that they would provide periodic updates to the City Council through a B Session or other communication. Councilmember D. Medina clarified that no General Funds would be utilized for the CONRAC. Mr. Miller confirmed that no General Funds would be utilized. Councilmember D. Medina asked of the participation of the car rental companies regarding the CONRAC. Mr. Miller replied that the various companies currently at the Airport had participated in the discussions and that there would be opportunities for other car rental companies to participate in the future.

Councilmember Taylor asked of the outreach conducted for the design phase. Mr. Frisbie replied that they were pleased with the diversity of the team and spoke of the many partners that were a part of TranSystems.

Mayor Pro Tem Bernal called upon the individuals registered to speak on Item 4.

Nazirite Ruben Flores Perez stated that he used to work as a Mechanic at the Airport and was pleased with the many questions asked regarding the project.

Jack M. Finger expressed concern that five of the 11 City Councilmembers had received campaign finance contributions from the recommended contractor. He asked that the individuals that received contributions abstain from voting.

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

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

### **CONSENT AGENDA ITEMS 5-26C**

Consent Agenda Items 5, 6, 7, 8, 11, 14, 22, 23, and 24 were pulled for Individual Consideration.

Councilmember Williams moved to approve the remaining Consent Agenda Items. Councilmember Saldaña seconded the motion.

Mayor Pro Tem Bernal called upon the individuals registered to speak on the Consent Agenda.

Nazirite Ruben Flores Perez spoke of the relocation of the Information Technology Services Department in the Riverview Tower Building (Item 11). He expressed concern with the location of the computers in the computer lab at the Las Palmas Learning Center, noting that they should be facing the instructor and not the wall.

Jack M. Finger spoke in opposition to the amendments to the SAWS Fee Waiver Program and Guidelines (Item 22). He expressed concern that some of the businesses that receive fee waivers are located over the Recharge Zone. He stated that he was against the loan forgiveness award from the Texas Water Development Board in Item 26A.

Faris Hodge, Jr. submitted written testimony in favor of Items 4, 5, 7, 9-11, 14, 17, 18, 20, 21, 24, and 25. He wrote in opposition to Items 22 and 26.

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

**2013-02-21-0124**

Item 9. AN ORDINANCE AUTHORIZING THE EXECUTION OF A JOB ORDER CONTRACT IN AN AMOUNT NOT-TO-EXCEED \$389,204.79, PAYABLE TO DAVILA CONSTRUCTION, INC. FOR THE SAN ANTONIO FIRE DEPARTMENT WAREHOUSE ROOF REPLACEMENT PROJECT, A CERTIFICATES OF OBLIGATION FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 2.

**2013-02-21-0125**

Item 10. AN ORDINANCE AUTHORIZING THE NEGOTIATION AND EXECUTION OF A DEVELOPER PARTICIPATION AGREEMENT WITH THE SAN ANTONIO FOOD BANK IN THE AMOUNT NOT TO EXCEED \$55,986.00 FOR THE CONSTRUCTION OF AN ALLEY ACCESS ROAD BETWEEN THE SAN ANTONIO FOOD BANK AND ANIMAL CARE SERVICES, A 2007 BOND SAVINGS FUNDED PROJECT LOCATED IN COUNCIL DISTRICT 6; AND, AMENDING THE CAPITAL IMPROVEMENT BUDGET WITH REALLOCATION OF \$58,000.00 IN 2007 BOND SAVING FUNDS TO THE SAN ANTONIO FOOD BANK AND ANIMAL CARE SERVICES ALLEY PROJECT.

**2013-02-21-0127**

Item 12. AN ORDINANCE AUTHORIZING A 10-YEAR LICENSE AGREEMENT RENEWAL WITH BEXAR CONCRETE WORKS, INC. FOR THE CONTINUED USE OF JUDSON ROAD PUBLIC RIGHT OF WAY FOR A GATE LOCATED AT A POINT BEING APPROXIMATELY 1,000 FEET NORTH OF NORTH LOOP 1604 EAST AND ADJACENT TO NCB 34958, IN COUNCIL DISTRICT 10, FOR A FEE OF \$8,150.00.

**2013-02-21-0128**

Item 13. AN ORDINANCE AUTHORIZING TEN YEAR LICENSE AGREEMENTS WITH TWO PRIVATE PROPERTY OWNERS IN MARKET SQUARE TO ENCROACH OVER CITY-OWNED PROPERTY IN EXCHANGE FOR A \$1,000.00 FEE PER ENCROACHMENT.

**2013-02-21-0130**

Item 15. AN ORDINANCE DECLARING AS SURPLUS A VACANT PARCEL OF CITY-OWNED REAL PROPERTY IN COUNCIL DISTRICT 1 DESCRIBED AS LOT 16, BLOCK 12, NCB 7319 BOUNDED BY ZILLA STREET TO THE NORTH, N. MAIN AVENUE TO THE EAST, HORACE STREET TO THE SOUTH AND THE RAIL ROAD RIGHT OF WAY TO THE WEST AND AUTHORIZING ITS SALE TO JUAN C. ESTRADA AND CHRISTINE M. ESTRADA FOR A TOTAL OF \$51,750.00.

Item 16. CONSIDERATION OF THE FOLLOWING ORDINANCES ASSOCIATED WITH TWO CONSERVATION EASEMENTS TOTALING 5,101 ACRES OVER THE EDWARDS AQUIFER RECHARGE AND CONTRIBUTING ZONES:

**2013-02-21-0131**

- A. AN ORDINANCE AUTHORIZING PAYMENT IN THE AMOUNT OF \$2,352,818.88 TO MISSION TITLE, AS ESCROW AGENT, FOR LAND, DUE DILIGENCE AND CLOSING COSTS FOR TITLE ON A CONSERVATION EASEMENT ON A 1,213-ACRE TRACT OF LAND KNOWN AS THE HEEP RANCH LOCATED IN MEDINA COUNTY, TEXAS

**2013-02-21-0132**

- B. AN ORDINANCE AUTHORIZING PAYMENT IN THE AMOUNT OF \$5,889,706.79 TO TEXAS HERITAGE TITLE, AS ESCROW AGENT, FOR LAND, DUE DILIGENCE AND CLOSING COSTS FOR TITLE ON A CONSERVATION EASEMENT ON A 3,888-ACRE TRACT OF LAND KNOWN AS THE EVANS RANCH LOCATED IN MEDINA COUNTY, TEXAS.

**2013-02-21-0133**

Item 17. AN ORDINANCE AUTHORIZING THE DEPARTMENT FOR CULTURE AND CREATIVE DEVELOPMENT TO SUBMIT GRANT APPLICATIONS AND ACCEPT ANY FUNDING AWARDED AS A RESULT OF THOSE APPLICATIONS FROM THE NATIONAL ENDOWMENT FOR THE ARTS AND THE TEXAS COMMISSION ON THE ARTS AND TO EXECUTE ANY ASSOCIATED AGREEMENTS FOR THE ACCEPTANCE OF SUCH FUNDS, AND PROVIDING THE REQUIRED MATCH FOR SUCH GRANTS.

**2013-02-21-0134**

Item 18. AN ORDINANCE AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION AND ACCEPTANCE OF FUNDS FOR FEDERAL ASSISTANCE PROVIDED THROUGH THE TEXAS STATE LIBRARY AND ARCHIVES COMMISSION FOR PROGRAM EXPANSION OF

THE SAN ANTONIO PUBLIC LIBRARY'S JOBS AND SMALL BUSINESS CENTER, NOT TO EXCEED \$75,000 FOR THE PERIOD SEPTEMBER 1, 2013 TO AUGUST 31, 2014.

Item 19. APPOINTING RODERICK SANCHEZ (MAYORAL) TO THE ANIMAL CARE SERVICES ADVISORY BOARD (CATEGORY: MUNICIPAL OFFICIAL) FOR THE REMAINDER OF AN UNEXPIRED TERM 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.

**2013-02-21-0135**

Item 20. AN ORDINANCE AWARDED A REVENUE CONTRACT TO LIQUID ENVIRONMENTAL SOLUTIONS OF TEXAS, LLC FOR USED COOKING OIL COLLECTION SERVICES FOR THE DEPARTMENTS OF AVIATION, PARKS AND RECREATION AND CULTURE & CREATIVE DEVELOPMENT WITH EXPECTED ANNUAL REVENUE OF \$9,000.00.

**2013-02-21-0136**

Item 21. AN ORDINANCE AWARDED A FIVE-YEAR CONTRACT TO GOODFELLOWS SHOESHINE – TEXAS INC. FOR SHOE SHINE SERVICES AT THE SAN ANTONIO INTERNATIONAL AIRPORT WITH AN EXPECTED ANNUAL REVENUE OF \$9,000.00.

**2013-02-21-0140**

Item 25. AN ORDINANCE AUTHORIZING AN INTERLOCAL AGREEMENT WITH THE TEXAS PARKS AND WILDLIFE DEPARTMENT THAT PROVIDES FOR LIVE-FIRE TRAINING OF SAN ANTONIO FIRE DEPARTMENT PERSONNEL IN CONNECTION WITH TPWD PRESCRIBED FIRE OPERATIONS FOR A FIVE YEAR TERM.

Item 26. CONSIDERATION THE FOLLOWING ITEMS RELATED TO THE SAN ANTONIO WATER SYSTEM AND OTHER RELATED MATTERS:

**2013-02-21-0141**

- A. AN ORDINANCE AUTHORIZING THE ISSUANCE OF OBLIGATIONS DESIGNATED AS "CITY OF SAN ANTONIO, TEXAS WATER SYSTEM JUNIOR LIEN REVENUE BONDS, SERIES 2013", IN AN APPROXIMATE AMOUNT OF \$2,975,000.00 TO BE SOLD TO THE TEXAS WATER DEVELOPMENT BOARD (THE "TWDB") THROUGH ITS CLEAN WATER STATE REVOLVING FUND PROGRAM AND DOCUMENTATION RELATING TO A LOAN FORGIVENESS AWARD FROM THE TWDB IN THE AMOUNT \$195,841.00.

**2013-02-21-0142**

- B. AN ORDINANCE AUTHORIZING THE ISSUANCE OF OBLIGATIONS DESIGNATED AS "CITY OF SAN ANTONIO, TEXAS WATER SYSTEM JUNIOR LIEN REVENUE BONDS,

SERIES 2013A”, IN AN APPROXIMATE AMOUNT OF \$50,000,000.00 TO BE SOLD TO TWDB THROUGH ITS WATER INFRASTRUCTURE FUND PROGRAM.

**2013-02-21-0143**

- C. AN ORDINANCE AUTHORIZING THE ISSUANCE OF OBLIGATIONS DESIGNATED AS “CITY OF SAN ANTONIO, TEXAS WATER SYSTEM JUNIOR LIEN REVENUE REFUNDING BONDS, SERIES 2013B”, IN A PRINCIPAL AMOUNT NOT TO EXCEED \$99,265,000.00, TO REFUND THE OUTSTANDING CITY OF SAN ANTONIO, TEXAS WATER SYSTEM JUNIOR LIEN REVENUE BONDS, SERIES 2003 AND THE CITY OF SAN ANTONIO, TEXAS WATER SYSTEM REVENUE AND REFUNDING BONDS, SERIES 2004 FOR DEBT SERVICE SAVINGS.

**[CONSENT ITEMS CONCLUDED]**

**ITEMS PULLED FOR INDIVIDUAL CONSIDERATION**

The City Clerk read the caption for Item 5:

**2013-02-21-0120**

Item 5. AN ORDINANCE ACCEPTING THE OFFER FROM HOUSTON FREIGHTLINER TO PROVIDE THE SAN ANTONIO FIRE DEPARTMENT WITH ONE HAZMAT SPILL RESPONSE VEHICLE FOR A TOTAL COST OF \$257,807.00, FUNDED FROM THE EQUIPMENT RENEWAL AND REPLACEMENT FUND.

Councilmember D. Medina asked where the Hazmat Spill Response Vehicle would be housed. Chief Noel Horan confirmed that it would be housed at Fire Station #1. Councilmember D. Medina asked of the delay on purchasing the vehicle. City staff stated they did not know why the purchase was delayed but would follow up and report back to City Council. Councilmember D. Medina spoke of the importance of purchasing said type of equipment on time due to public safety issues. City Manager Sculley stated that the Fire Department had a vehicle replacement schedule. Assistant City Manager Erik Walsh added that the vehicle was being upgraded and that there had not been enough funds set aside to fund the upgrade. He noted that they were able to extend the life of the vehicle since it was still operational and did not have any maintenance issues. Councilmember D. Medina requested an update at the next Public Safety Council Committee regarding the equipment that needs to be replaced for the Fire and Police Departments.

Councilmember Ozuna spoke of the suits that were worn when responding to a Hazmat Spill and stated that it was important to have a comprehensive set of assets and tools to support the mission.

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

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

The City Clerk read the caption for Item 6:

**2013-02-21-0121**

Item 6. AN ORDINANCE AUTHORIZING THE FOLLOWING CONTRACTS ESTABLISHING UNIT PRICES FOR GOODS AND SERVICES FOR AN ESTIMATED ANNUAL COST OF \$245,000.00: (A) NORTEX MODULAR SPACE FOR MODULAR OFFICE COMPLEX LEASE FOR THE SAN ANTONIO INTERNATIONAL AIRPORT, (B) TRUGREEN LANDCARE, LLC FOR CEMETERIES LANDSCAPING AND (C) ZAMORANO ENTERPRISES, INC. FOR DECORATIVE METAL TRASH RECEPTACLES.

Councilmember Soules asked of the previous contract for cemetery landscaping and the amount. Xavier Urrutia replied that the current contract had expired and staff had bid the project. He indicated that the previous contract totaled \$40,000 per year. Councilmember Soules asked of the acreage of the 16 properties that would be serviced. Mr. Urrutia replied that the 16 properties encompassed 60 acres. Councilmember Soules stated that it was important to keep in mind that these were historical sites and expressed concern with the quality of the bid. He asked of the contract term. Mr. Urrutia replied that the contract was for one year. He added that staff could monitor the contract and utilize a different solicitation process in the future if the work did not meet expectations.

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

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

The City Clerk read the caption for Item 7:

**2013-02-21-0122**

Item 7. AN ORDINANCE ACCEPTING THE BID FROM DONALD SCHROEDER DBA BRUSH BUSTERS TO PROVIDE MAINTENANCE SERVICES TO THE CREEKWAYS, TRIBUTARIES AND BRIDGES FOR THE DEPARTMENT OF PUBLIC WORKS OPERATIONS AND MAINTENANCE DIVISION FOR AN ESTIMATED AMOUNT OF \$1,200,000.00 ANNUALLY, FUNDED WITH THE STORM WATER OPERATIONS FUND.

Councilmember Saldaña stated that a constituent by the name of Mary Johnson had called his office to request that a creekway behind her property be cleaned. He asked if Brush Busters would be able to complete this work. Majed Al-Ghafry replied that the City Council could request that the work be completed through the Public Works Department. Councilmember Saldaña asked of the challenges with mowing the creek in question. Mr. Al-Ghafry responded that the majority of the six-mile creek was a concrete channel and that the natural area in the vicinity of Stinson Airport was the responsibility of the contractor for those grounds. Councilmember Saldaña requested that city staff review the area and clear it if found to be the responsibility of Public Works.

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

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

The City Clerk read the caption for Item 8:

**2013-02-21-0123**

Item 8. AN ORDINANCE ACCEPTING THE LOWEST RESPONSIVE BID AND AWARDING A CONSTRUCTION CONTRACT, INCLUDING TWO ADDITIVE ALTERNATES, IN THE AMOUNT OF \$222,583.00, AUTHORIZED PAYABLE TO CROWNHILL BUILDERS, INC., FOR PARKING IMPROVEMENTS AND OTHER PARK AMENITIES AT TOM SLICK CREEK PARK, A HOUSING AND URBAN DEVELOPMENT SECTION 108 FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 6.

Councilmember Saldaña asked of the number of parking spaces that were included. Mike Frisbie replied that there were 29 parking spaces. Councilmember Saldaña spoke of a price quote received for 19 additional parking spaces at Johnston Library and expressed concern with the price discrepancies. Mr. Frisbie stated that there were drainage and retaining wall issues at the Johnston Library and hoped to reduce the cost estimate through the design process.

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

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

The City Clerk read the caption for Item 11:

**2013-02-21-0126**

Item 11. AN ORDINANCE AUTHORIZING AN AMENDMENT TO EXISTING LEASE AGREEMENTS BETWEEN RIVERVIEW TOWER PARTNERS, LTD., AND THE CITY OF SAN ANTONIO FOR THE RELOCATION OF THE INFORMATION TECHNOLOGY SERVICES DEPARTMENT FROM THE 9<sup>TH</sup> FLOOR TO THE 7<sup>TH</sup> FLOOR INTO A SIMILAR SIZE OFFICE SPACE OF 14,928 SQUARE FEET FOR A FIVE-YEAR TERM AND TO EXTEND THE EXISTING LEASE AGREEMENTS FOR FINANCE ADMINISTRATION, FINANCE PURCHASING AND AUDITOR DEPARTMENTS FOR AN ADDITIONAL TWO YEARS ALL LOCATED IN THE RIVERVIEW TOWER BUILDING.

Councilmember Chan asked of the consolidation of IT Services. Ben Gorzell explained that the Shared Services Concept had been implemented and some individuals were housed within departments although they reported to ITSD. He stated that they had completed the review of skill sets and reorganized individuals into job titles to fit the work they were doing. Councilmember Chan asked of the number of budget positions and vacancies. Mr. Gorzell replied that there were 35-40 vacancies that they were looking to fill and that they would follow-up on budget positions. He indicated that the ITSD Employees without Shared Services were mainly housed at the facility on Frio Street. Anthony Brooks added that the employees at the Frio Street Facility were the Customer Relations, Applications, and

Infrastructure Groups. Councilmember Chan asked of the employees located on the 9<sup>th</sup> Floor at Riverview Towers. Mr. Brooks replied that the Chief Technology Officer and SAP Team were housed at Riverview Towers. He stated that they would move the SAP Team, GIS Team, and a significant portion of their Applications and Web Teams to the 7<sup>th</sup> Floor. Councilmember Chan asked of the square feet that would be added and the cost per square foot. Mr. Gorzell replied that the square footage would remain the same and the cost was \$55 per square foot. Councilmember Chan stated that she would like to see a long-term plan for ITSD and an update on the CRM Reports she had requested.

Councilmember Soules asked of the monthly lease rate. Mr. Gorzell replied that it was \$21,205 per month and once built out; it would increase to \$21,770 through month 30 and \$23,014 from months 30-60. He noted that the cost was \$17.50 per square foot and confirmed that the finish-out allowance was built into the cost. Councilmember Soules asked if all the expenses were built in. Chris Kurzon confirmed that all expenses were included. Councilmember Soules expressed support and stated that he believed this was a very good deal for the city and hoped the city had gotten a similar deal for the Pre-K 4 SA Centers.

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, Williams, Chan, and Soules. **NAY:** None. **ABSENT:** Lopez, C. Medina, and Mayor Castro.

The City Clerk read the caption for Item 14:

**2013-02-21-0129**

Item 14. AN ORDINANCE AUTHORIZING AMENDMENT NO. 1 TO AN AGREEMENT WITH EDGEWOOD INDEPENDENT SCHOOL DISTRICT IN ORDER TO PERMIT DEVELOPMENT, MAINTENANCE AND EXCLUSIVE USE A FIELD HOUSE AND RELATED IMPROVEMENTS WITHIN KENNEDY PARK IN ORDER TO ENHANCE THE MATA STADIUM ATHLETIC FACILITIES AT KENNEDY HIGH SCHOOL LOCATED IN COUNCIL DISTRICT 5 AND TO PROVIDE FOR AN ADMINISTRATIVE MODIFICATION TO THE AGREEMENT.

Councilmember D. Medina asked for a summary of said item. Xavier Urrutia explained that the city had a long-standing perpetual agreement with Edgewood ISD in which they transferred property for the city to utilize as part of Kennedy Park. He stated that the school district was performing work at the stadium and that a field house would be constructed utilizing a small portion of the park. He noted that the small encroachment would not negatively affect the park. He added that they would also build a sidewalk that could be utilized by everyone. Councilmember D. Medina stated that he was pleased with the significant investments being made by Edgewood ISD and recognized Eddie Ramirez representing the school district. Mr. Ramirez thanked the City Council for their support and stated that he was pleased with the partnership with the city.

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

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

The City Clerk read the caption for Item 22:

**2013-02-21-0137**

Item 22. AN ORDINANCE AUTHORIZING AMENDMENTS TO THE SAWS FEE WAIVER PROGRAM AND GUIDELINES.

Councilmember Soules expressed concern that the funds would be spent within the first year or two on projects in the Downtown Area. He noted that the fees would be used for housing as opposed to job creation. Lori Houston replied that they were utilizing the funds to increase housing and job creation within the Inner City Reinvestment/Infill Policy (ICRIP). She noted that due to the many housing and economic development projects approved; they were close to capacity for FY 2013. Councilmember Soules spoke of the recent SAWS Increase that was approved and asked how they were able to move \$2 million into the SAWS Fee Waiver Budget. Ben Gorzell stated that although it was not included in the formal presentation, the issue had been discussed based on a question regarding same by Councilmember Chan. He noted that the budget would remain at \$16 million over the next eight years but would be front-loaded in the first four years. He indicated that this would not have any impact on the rate increase.

Councilmember D. Medina stated that he also would have liked to have this discussion during the rate increase presentation. Mr. Gorzell reiterated that the budget would remain the same but it was an issue of timing. Councilmember D. Medina asked of the increase per year. Ms. Houston replied that they would increase the amount by \$2 million per year for FY 2013 and FY 2014. Mr. Gorzell added that since it was a timing issue, there would not be an impact to the SAWS Operating Budget. Councilmember D. Medina asked of the market rate housing exclusion for homes enrolled in the Housing Rehab Loan Program. Ms. Houston explained the various fee waivers available for housing projects that include single family housing. She stated that they wanted to ensure that they coupled this program with the Planning and Community Development Program to help rehab homes in the inner city.

Councilmember Taylor stated that said program was an important tool for inner city development and could be utilized for affordable housing. She spoke of the challenges with building in the inner city and was pleased to have this tool available.

Councilmember Chan summarized the questions she had previously asked regarding the impact to the SAWS Rate Increase and debt ratio to which she was informed that there would not be a negative impact. She suggested that the new ICRIP Map be entitled, "Target Area Map" to avoid confusion. Councilmember Chan asked if the \$4 million in SAWS Fee Waivers could be used in the ICRIP. Ms. Houston confirmed that all \$4 million could be used in the ICRIP.

Councilmember Ozuna clarified that staff was requesting to front-load the funds because the ICRIP Area had been expanded and that there was a greater amount of area that needed to be redeveloped. She spoke of the need to continue the current economic development wave.

Councilmember D. Medina confirmed that the front-load was necessary due to the greater amount of development. Ms. Houston confirmed same.

Mayor Pro Tem Bernal spoke of the many areas throughout the city that needed assistance on revitalization and stated that he believed the SAWS Fee Waivers were a great tool.

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

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Ozuna, Saldaña, D. Medina, Williams, and Chan. **NAY:** Soules. **ABSENT:** Lopez, C. Medina, and Mayor Castro.

The City Clerk read the Ordinance captions for Items 23 and 24:

**2013-02-21-0138**

Item 23. AN ORDINANCE AUTHORIZING AN ALAMODOME DISTRIBUTED ANTENNA SYSTEM LICENSE AGREEMENT WITH SAN ANTONIO MTA, L.P. D/B/A VERIZON WIRELESS.

**2013-02-21-0139**

Item 24. AN ORDINANCE AUTHORIZING A FIVE YEAR ANTENNA LICENSE AGREEMENT WITH MARY LOPEZ FOR THE PURPOSE OF OPERATING AND MAINTAINING A RADIO BROADCAST TRANSLATOR AND ASSOCIATED EQUIPMENT AT THE TOWER OF THE AMERICAS WHICH WILL BE SUBLEASED TO AND OPERATED BY CLEAR CHANNEL RADIO.

Councilmember Chan asked for additional information. Mike Sawaya presented a Power Point for the Items. He denoted that a Distributed Antenna System (DAS) was a network of antennas connected by fiber-optic cable that provides wireless services within an area or structure. He stated that the DAS can be driven by a direct connection to a carrier's radio base station or an "off-air" repeater/signal booster. He noted that it extends coverage and capacity to specific areas or structures and connects to external networks for seamless customer experience. He outlined the Request for Proposal (RFP) Process in which 86 vendors were notified with only one vendor responding. He highlighted key provisions of the License Agreement noting that it would be valid for 10 years with two 5-year renewals. He indicated that coverage would be provided in the interior and exterior of the Alamodome and would provide for cellular and enhanced 3G/4G coverage. He reported that the one responder, Verizon Wireless, would cover the cost to design, install, operate and maintain the DAS. He added that the city would receive a lease payment of \$25,000 annually per participating wireless carrier.

Councilmember Chan asked if there had been a previous system. Mr. Sawaya replied there had not been a permanent system and that Verizon and AT&T currently had temporary systems in the Alamodome. Councilmember Chan asked why there was only one respondent. Mr. Sawaya called upon Page Taylor of Verizon Wireless. Mr. Taylor stated that he did not know why other carriers made the decisions they did but he believed that it was a financial issue. He spoke of the significant financial investment that is required and stated that Verizon Wireless was prepared to make that investment in the City of San Antonio. Councilmember Chan asked of the contract terms. Mr. Sawaya replied that the contract was a

10-year contract with two 5-year terms. He explained that they would have to bring other carriers on board within three years and would review their performance before granting an extension. Councilmember Chan asked of the criteria requested in the RFP. Mr. Sawaya replied that it was based on experience, background, and qualifications, as well as the ability to perform the required services and overall responsiveness. Relating to Item 24; Jim Mery explained that there was an antenna attached to the Tower of the Americas that was used for radio broadcasting. He stated that it was created due to a study that was conducted in 2008 and that a value was determined to attach an amplified antenna to the Tower. He noted that Clear Channel had requested the amplified antenna through their contractor and would utilize it for an additional radio station.

Councilmember Saldaña asked if he would be able to utilize his iPad when attending UTSA Football Games at the Alamodome. Mr. Sawaya replied that it would be accessible if his carrier was Verizon and that other carriers would have to join the system.

Councilmember Chan moved to adopt the proposed Ordinances for Items 23 and 24. Councilmember Taylor seconded the motion.

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

## **Item 27. CITY MANAGER'S REPORT**

### **A. LIBRARY UPDATE**

Ms. Sculley provided an update on the city's efforts to improve the Library Facilities. She reported that the FY 2013 Operating and Capital Budget included \$3.5 million for repair and renovation of libraries. She stated that the Extreme Makeover Concept had resulted from collaborative work between the Library and Building and Equipment Services Departments. She noted that the goal of the initiative was to promote community pride by offering public spaces that were attractive, user-friendly, and conducive to Library Services while addressing necessary maintenance. She explained that comprehensive teams consisting of Plumbers, Painters, Carpenters, and other craftsmen were created to target four Branch Libraries for Extreme Makeovers in 2013. She mentioned that over the last three years, \$8 million worth of work has been completed at 20 locations. She reported that to date, the Forest Hills and Thousand Oaks Branch Libraries have been made over and the Brook Hollow and Johnston Branch Libraries will be addressed.

### **B. DOWNTOWN TUESDAY UPDATE**

Ms. Sculley reported that in an effort to bring locals downtown, the City of San Antonio is promoting Downtown Tuesdays. She stated that free parking at city-operated garages, lots and parking is offered on Tuesday Evenings from 5:00 pm to 2:00 am. She noted that the program was initiated by Councilmember Bernal and spearheaded by the Downtown Operations Department and aligns with the goals of SA 2020 to create downtown activity. She reported that the program just completed a one-year anniversary and had proven to be very successful. She indicated that there were 75 businesses participating in the program to offer specials on Tuesday Evenings to anyone that mentions the Downtown Tuesday Promotion. She stated that the city had parked over 36,000 cars for free over the past year and the program had over \$350,000 in earned media coverage. She noted that to celebrate the

one-year anniversary, the city had announced an online photo contest for individuals to post pictures of their Downtown Tuesday Experience. She indicated that weekly winners would win prizes from Downtown Tuesday Businesses Partners and one grand prize winner would receive free parking at the St. Mary's Garage for six months.

### **C. CONVENTION AND VISITORS BUREAU UPDATE**

Ms. Sculley stated that San Antonio's Culinary Assets were an important part of the marketing and communications of the Convention and Visitor's Bureau (CVB). She noted that the CVB had pitched San Antonio for the PBS Show, "Simply Ming" with celebrity chef Ming Tsai in December 2011 as part of a media mission. She reported that they had worked with producers to secure the opportunity which filmed in the Fall of 2012. She stated that four episodes had been negotiated for San Antonio with the first episode premiering on KLRN on February 16, 2013 at 3:30 pm. She noted that the show averages between 750,000 to 1,000,000 unduplicated viewers weekly and runs on 93% of the PBS Stations in the top 50 markets. She added that the CVB works closely with the Culinary Institute of America (CIA) on cross-support opportunities such as providing travel media with a CIA Experience and leveraging the CIA's presence in San Antonio.

### **D. 19TH ANNUAL BASURA BASH**

Ms. Sculley reported that the City of San Antonio was one of the sponsors of the 19<sup>th</sup> Annual Basura Bash River and Waterway Clean-Up scheduled for Saturday, February 23, 2013. She stated that the Basura Bash was the largest one-day waterway clean-up in the State and relied upon volunteer participation from the community. She noted that in 2012, the event drew over 2,000 volunteers that helped clean 15 waterways and eliminated 24 tons of trash from going further downstream. She spoke of the strong support from local businesses and organizations and noted that the event was aligned with SA 2020's Natural Resources and Environmental Sustainability Vision Area. She reported that event organizers hoped to reach their goal of 3,000 volunteers to assist with 15 clean-up areas and thanked everyone that assisted in coordinating the logistics.

### **RECESSED**

Mayor Pro Tem Bernal recessed the meeting at 11:28 am to break for lunch and announced that the meeting would resume at 2:00 pm for Zoning.

### **RECONVENED**

Mayor Pro Tem Bernal reconvened the meeting at 2:00 pm and addressed the Zoning Items.

### **CONSENT ZONING ITEMS**

Councilmember Williams moved to approve the following Zoning Items: Z-2, Z-3, P-1, Z-4, Z-5, P-2, Z-6, P-4, and Z-10 under Consent Zoning. Councilmember Taylor seconded the motion. It was announced that Items Z-6 and Z-10 were approved by the Zoning Commission at their February 19, 2013 Meeting. It was also noted that Item Z-7 had been withdrawn by the applicant and would not be addressed.

There were no citizens registered to speak.

Faris Hodge, Jr. submitted written testimony in favor of Items Z-2, Z-3, P-1, Z-5, P-2, Z-8, P-3, Z-9, P-4, and Z-10. He wrote in opposition to Items Z-4, Z-6, and Z-7.

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

**2013-02-21-0144**

Item Z-2. **ZONING CASE # Z2013041 S (District 1):** An Ordinance amending the Zoning District Boundary from "FBZ T5-1 RIO-2 AHOD" Form Base Zone Transect Zone 5-1 River Improvement Overlay-2 Airport Hazard Overlay District to "FBZ T5-1 S RIO-2 AHOD" Form Base Zone Transect Zone-1 River Improvement Overlay-2 Airport Hazard Overlay District with a Specific Use Authorization for a Primary Use Parking Lot on Lot 1, Block 26, NCB 783 located at 201 Arden Grove. Staff and Zoning Commission recommended approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOT 1, BLOCK 26, NCB 783 TO WIT: FROM "FBZ T5-1 RIO-2 AHOD" FORM BASE ZONE TRANSECT ZONE 5-1 RIVER IMPROVEMENT OVERLAY-2 AIRPORT HAZARD OVERLAY DISTRICT TO "FBZ T5-1 S RIO-2 AHOD" FORM BASE ZONE TRANSECT ZONE-1 RIVER IMPROVEMENT OVERLAY-2 AIRPORT HAZARD OVERLAY DISTRICT WITH A SPECIFIC USE AUTHORIZATION FOR A PRIMARY USE PARKING LOT PROVIDED ANY CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

**2013-02-21-0145**

Item Z-3. **ZONING CASE # Z2013048 (District 2):** An Ordinance amending the Zoning District Boundary from "O-2 AHOD" High-Rise Office Airport Hazard Overlay District to "IDZ AHOD" Infill Development Zone Airport Hazard Overlay District with uses permitted in "MF-33" Multi-Family District and "C-2" Commercial District on 0.078 of an acre out of Block 2, NCB 982 located at 516 East Grayson 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: 0.078 OF AN ACRE OUT OF BLOCK 2, NCB 982 TO WIT: FROM "O-2 AHOD" HIGH-RISE OFFICE AIRPORT HAZARD OVERLAY DISTRICT TO "IDZ AHOD" INFILL DEVELOPMENT ZONE AIRPORT HAZARD OVERLAY DISTRICT WITH USES PERMITTED IN "MF-33" MULTI-FAMILY DISTRICT AND "C-2" COMMERCIAL DISTRICT.

**2013-02-21-0146**

Item P-1. **PLAN AMENDMENT #13009 (District 4):** AN ORDINANCE AMENDING THE LAND USE PLAN CONTAINED IN THE WEST/SOUTHWEST SECTOR PLAN, A COMPONENT OF THE COMPREHENSIVE MASTER PLAN OF THE CITY, BY CHANGING THE USE OF A 0.3719

ACRE TRACT OF LAND LOCATED AT 251 ALTITUDE DRIVE, FROM CIVIC CENTER TO GENERAL URBAN TIER. STAFF AND PLANNING COMMISSION RECOMMEND APPROVAL. (ASSOCIATED ZONING CASE #Z2013039-CD)

**2013-02-21-0147**

Item Z-4. **ZONING CASE # Z2013039 CD (District 4):** An Ordinance amending the Zoning District Boundary from "R-6 AHOD" Residential Single-Family Airport Hazard Overlay District to "C-2 CD AHOD" Commercial Airport Hazard Overlay District with a Conditional Use for a Funeral Home on Lot 1, Block 14, NCB 15505 located at 251 Altitude Drive. Staff and Zoning Commission recommend approval pending the plan amendment. (Associated Plan Amendment Case # 13009)

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOT 1, BLOCK 14, NCB 15505 TO WIT: FROM "R-6 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "C-2 CD AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE FOR A FUNERAL HOME PROVIDED ANY CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

**2013-02-21-0148**

Item Z-5. **ZONING CASE # Z2013037 S (District 3):** An Ordinance amending the Zoning District Boundary from "C-2NA AHOD" Commercial Nonalcoholic Sales Airport Hazard Overlay District to "C-2 S AHOD" Commercial Airport Hazard Overlay District with a Specific Use Authorization for Party House/Reception Hall/Meeting Facilities on Lots 33, 34, 35 and 36, Block 24, NCB 7712 located at 5608 and 5614 South Flores 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 33, 34, 35 AND 36, BLOCK 24, NCB 7712 TO WIT: FROM "C-2NA AHOD" COMMERCIAL NONALCOHOLIC SALES AIRPORT HAZARD OVERLAY DISTRICT TO "C-2 S AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT WITH A SPECIFIC USE AUTHORIZATION FOR PARTY HOUSE/RECEPTION HALL/MEETING FACILITIES PROVIDED ANY CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

**2013-02-21-0149**

Item P-2. **PLAN AMENDMENT #13002 (District 7):** AN ORDINANCE AMENDING THE LAND USE PLAN CONTAINED IN THE NEAR NORTHWEST COMMUNITY PLAN, A COMPONENT OF THE COMPREHENSIVE MASTER PLAN OF THE CITY, BY CHANGING THE USE OF A 19.8035 ACRE TRACT OF LAND LEGALLY DESCRIBED AS LOTS 12 AND 13, NCB 8349 LOCATED NORTHEAST OF THE INTERSECTION OF WOODLAWN AVENUE AND BANDERA ROAD FROM MIXED USE TO REGIONAL COMMERCIAL. STAFF AND PLANNING COMMISSION RECOMMEND APPROVAL. (ASSOCIATED ZONING #Z2013021)

**2013-02-21-0150**

Item Z-6. **ZONING CASE # Z2013021 (District 7):** An Ordinance amending the Zoning District Boundary from "C-2 AHOD" Commercial Airport Hazard Overlay District to "C-3NA AHOD" General

Commercial Nonalcoholic Sales Airport Hazard Overlay District on 0.1377 of an acre out of Lot 12, NCB 8349 located at the north corner of Bandera Road and West Woodlawn. Staff recommends approval pending the plan amendment. Zoning Commission recommendation pending the February 19, 2013 public hearing. (Associated Plan Amendment Case # 13002)

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: 0.1377 OF AN ACRE OUT OF LOT 12, NCB 8349 TO WIT: FROM "C-2 AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT TO "C-3NA AHOD" GENERAL COMMERCIAL NONALCOHOLIC SALES AIRPORT HAZARD OVERLAY DISTRICT.

#### **WITHDRAWN BY APPLICANT**

Item Z-7. **ZONING CASE # Z2013010 (District 8):** An Ordinance amending the Zoning District Boundary from "C-2NA" Commercial Nonalcoholic Sales District to "C-2" Commercial District on Lot 13, Block 1, NCB 14281 located at 9102 Wurzbach Road. Staff recommends approval. Zoning Commission recommends denial.

#### **2013-02-21-0151**

Item P-4. **PLAN AMENDMENT #13007 (District 9):** AN ORDINANCE AMENDING THE FUTURE LAND USE PLAN CONTAINED IN THE SAN ANTONIO INTERNATIONAL AIRPORT VICINITY LAND USE PLAN, A COMPONENT OF THE COMPREHENSIVE MASTER PLAN OF THE CITY, BY CHANGING THE USE OF APPROXIMATELY 1.988 ACRES OF LAND AT 426 EVEREST AVENUE, 430 EVEREST AVENUE, 214 WEST SUNSET ROAD, 220 WEST SUNSET ROAD, 226 WEST SUNSET ROAD, AND 232 WEST SUNSET ROAD FROM MEDIUM DENSITY RESIDENTIAL AND COMMUNITY COMMERCIAL TO HIGH DENSITY RESIDENTIAL. STAFF AND PLANNING COMMISSION RECOMMEND APPROVAL. (ASSOCIATED ZONING CASE: #Z2013046)

#### **2013-02-21-0152**

Item Z-10. **ZONING CASE # Z2013046 (District 9):** An Ordinance amending the Zoning District Boundary from "R-5 AHOD" Residential Single-Family Airport Hazard Overlay District and "C-2NA AHOD" Commercial Nonalcoholic Sales Airport Hazard Overlay District to "MF-40 AHOD" Multi-Family Airport Hazard Overlay District on 1.966 acres out of Lots 27, 28, 80, 81, 86 and 91, NCB 11888 located at 214, 220, 226, and 232 West Sunset Road, 426 and 430 Everest Avenue. Staff recommends approval pending the plan amendment. Zoning Commission recommendation pending the February 19, 2013 public hearing. (Associated Plan Amendment Case # 13007)

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: 1.966 ACRES OUT OF LOTS 27, 28, 80, 81, 86 AND 91, NCB 11888 TO WIT: FROM "R-5 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT AND "C-2NA

AHOD" COMMERCIAL NONALCOHOLIC SALES AIRPORT HAZARD OVERLAY DISTRICT TO "MF-40 AHOD" MULTI-FAMILY AIRPORT HAZARD OVERLAY DISTRICT.

**[CONSENT ZONING CONCLUDED]**

**ZONING ITEMS PULLED FOR INDIVIDUAL CONSIDERATION**

**CONTINUED TO MARCH 21, 2013**

Item Z-1. **ZONING CASE # Z2012225 (District 1):** An Ordinance amending the Zoning District Boundary from "MF-33 AHOD" Multi-Family Airport Hazard Overlay District to "C-1 AHOD" Light Commercial Airport Hazard Overlay District on Lots 33A and 34A, the east 10 feet of the north 92.8 feet of Lot 32A, and the north 29 feet of Lot 35A, Block 19, NCB 2083 aka Lots 32-35, Block 19, NCB 2083 located at 1623 North Sabinas. Staff recommends denial. Zoning Commission recommends approval.

John Jacks presented Item Z-1 and stated that staff recommended denial and the Zoning Commission recommended approval. He reported that of 29 notices mailed, two were returned in opposition and none were received in favor.

Councilmember Bernal stated that he believed that they could resolve the issues with additional time.

Councilmember Taylor moved to continue Item Z-1 until March 21, 2013. Councilmember D. Medina seconded the motion.

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

**CONTINUED TO MARCH 7, 2013**

Item Z-8. **ZONING CASE # Z2013051 CD (District 8):** An Ordinance amending the Zoning District Boundary from "MPCD GC-1 MLOD-1" Master Planned Community Hill Country Gateway Corridor Overlay Camp Bullis Military Lighting Overlay District to "C-2 CD GC-1 MLOD-1" Commercial Hill Country Gateway Corridor Overlay Camp Bullis Military Lighting Overlay District with a Conditional Use for Motor Vehicle Sales (Full Service) on 10.8 acres out of NCB 14858 located on a portion of the 15000 Block of Interstate Highway 10 West. Staff and Zoning Commission recommend approval.

John Jacks presented Item Z-8 and stated that staff and the Zoning Commission recommended approval. He reported that of six notices mailed, none were returned in opposition and one was returned in favor.

Councilmember Williams moved to continue Item Z-8 until March 7, 2013. Councilmember Chan seconded the motion.

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

Items P-3 and Z-9 were addressed jointly.

**CONTINUED TO MARCH 7, 2013**

Item P-3. **PLAN AMENDMENT #13010 (District 9):** AN ORDINANCE AMENDING THE FUTURE LAND USE PLAN CONTAINED IN THE MAHNCKE PARK NEIGHBORHOOD PLAN, A COMPONENT OF THE COMPREHENSIVE MASTER PLAN OF THE CITY, BY CHANGING THE USE OF APPROXIMATELY 0.4018 ACRES LOCATED AT 149 PERRY COURT, 153 PERRY COURT, 152 BURR ROAD, AND 156 BURR ROAD FROM URBAN SINGLE FAMILY RESIDENTIAL TO COMPACT MULTI FAMILY RESIDENTIAL. STAFF AND PLANNING COMMISSION RECOMMEND APPROVAL. ASSOCIATED ZONING CASE: #Z2012172)

**CONTINUED TO MARCH 7, 2013**

Item Z-9. **ZONING CASE # Z2012172 (District 9):** An Ordinance amending the Zoning District Boundary from "R-4 NCD-6" Residential Single-Family Mahncke Park Neighborhood Conservation District to "MF-25 NCD-6" Low Density Multi-Family Mahncke Park Neighborhood Conservation District on Lots 27, 28, 29 and 30, Block 3, NCB 6229 located at 149 and 153 Perry Court and 152 and 156 Burr Road. Staff and Zoning Commission recommend approval pending the plan amendment. (Associated Plan Amendment Case # 13010)

John Jacks presented Item P-3 and stated that staff and the Planning Commission recommended approval. For Item Z-9, he noted that staff and the Zoning Commission recommended approval. He reported that due to more than 20% opposition; Item Z-9 would require nine votes for approval.

Councilmember Chan moved to continue Items P-3 and Z-9 to March 7, 2013. Councilmember D. Medina seconded the motion.

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

**ADJOURNMENT**

There being no further discussion, Mayor Pro Tem Bernal adjourned the meeting at 2:12 pm.

**APPROVED**



**JULIÁN CASTRO**  
MAYOR

Attest:



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