

**State of Texas  
County of Bexar  
City of San Antonio**



**FINAL  
Meeting Minutes  
City Council A Session**

City Hall Complex  
114 W. Commerce  
San Antonio, Texas 78205

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Thursday, September 18, 2014

9:00 AM

Municipal Plaza Building

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The City Council convened in a Regular City Council Meeting. City Clerk Leticia Vacek took the Roll Call with the following Councilmembers present:

**Present:** 11 - Mayor Taylor, Bernal, Toney, Viagran, Saldaña, Gonzales, Lopez, Aguirre-Rodriguez, Nirenberg, Krier and Gallagher

1. The Invocation was delivered by Pastor Art Gonzales, Cornerstone Church, guest of Councilmember Joe Krier, District 9.
2. Mayor Taylor led the Pledge of Allegiance to the Flag of the United States of America.
3. Approval of Minutes for the Regular Meetings of August 6 - 7, 2014.

Councilmember Saldaña moved to approve the Minutes for the Regular Meetings of August 6-7, 2014. Councilmember Toney seconded the motion. The motion prevailed by the following vote:

**Aye:** 11 - Mayor Taylor, Bernal, Toney, Viagran, Saldaña, Gonzales, Lopez, Aguirre-Rodriguez, Nirenberg, Krier and Gallagher

**POINT OF PERSONAL PRIVILEGE**

Mayor Taylor recognized Monica Garza of the YMCA. Ms. Garza invited everyone to attend the next Siclovía Event that would be held on September 28, 2014. She presented the City Council with a shoebox representing a new program called “Siclovía Kicks” which encourages people to design their shoes to wear to the event. Mayor Taylor stated that she looked forward to participating in the event.

**ACTION ITEMS FOR STAFF BRIEFING**

4. Consideration of the following ordinances related to the Fiscal Year 2015 Operating and Capital Budget and Tax Year 2014: [Sheryl Sculley, City Manager; Maria Villagomez, Director, Management and Budget]

NOTE: Items A, B, C and D must be voted on individually and in the following order as required by state statute and City Charter.

The City Clerk read the caption for Item 4A:

**2014-09-18-0690**

- 4A. An Ordinance adopting the Annual Consolidated Operating and Capital Budget for the City of San Antonio for Fiscal Year 2015; appropriating funds; authorizing personnel complements; approving the FY 2015 – FY 2019 5-Year Infrastructure Management Plan; approving the FY 2015 – FY 2020 6-Year Capital Improvements Program for the City of San Antonio; approving certain contracts; and providing for a one-time annuity increase for retirees and their beneficiaries and a revision to the City's contribution rate in connection with the Texas Municipal Retirement System.

City Manager Sheryl Sculley presented an overview of the Budget Amendments and stated that the Proposed Budget reflected the City Council’s Priorities and Policy Directives. She indicated that recommendations for the \$32 Million in Debt Capacity formerly allocated to the VIA Streetcar Project would be provided to the City Council later in 2014. She reported that the Budget did not include any layoffs for Uniform or Civilian Employees. Additionally, there were no reductions to the Victims Advocacy Unit or the Crisis Response Team within the Police Department. She added that the Proposed Budget up for adoption today did not impose Healthcare Benefit changes for Uniform Employees. She

recommended that additional General Fund Revenue received above estimates be allocated to the General Fund Ending Balance to help address the FY 2016 Budget.

Mayor Taylor thanked city staff for their work on the Budget and spoke of the importance of maintaining the AAA Bond Rating.

Councilmember Lopez expressed his support for the budget and noted the investment in Public Safety. He spoke of the work of the Fire and Police Pension Fund and the Fire and Police Pre-Funded Health Care Fund and stated that he looked forward to the negotiations on Uniform Healthcare.

Councilmember Gallagher stated that he was pleased with the great amount of citizen participation on the Budget and asked if the Tax Rate was being increased. Mrs. Sculley replied that the Tax Rate was not increasing.

Councilmember Toney thanked the Police Officers and Firefighters for their work and being involved in the Budget Process. He stated that they had to do what was best for everyone in the city.

Councilmember Saldaña thanked staff for their work on the Budget and spoke of the great investments in Public Safety and Infrastructure. He thanked the individuals that were present representing the Police and Fire Departments noting that he was pleased that they were engaged in the conversations.

Councilmember Viagran also thanked the many individuals present that had participated in the Budget Process.

Councilmember Gonzales stated that she was pleased with the items included in the Budget to address basic needs in District 5 such as additional street lighting. She commended the Police Officers and Firefighters for their work and for participating in the Budget Process.

Mayor Taylor called upon the citizens registered to speak.

Mike Helle commended the First Responders that were in attendance and thanked Mayor Taylor for creating new opportunities to return to the Collective Bargaining Negotiations. He stated that the Police Officers were committed to negotiate a fair and equitable contract.

Paul Stahl, Vice-Chair of the San Antonio Public Library Board spoke in support of the Budget and thanked the City Council for their support of the Library System.

Richard Perez, President and CEO of the San Antonio Greater Chamber of Commerce

addressed the City Council and outlined the Chamber's Position regarding the Police and Fire Legacy Costs. He stated that Public Safety should not exceed a certain percentage of the General Fund and that Healthcare Costs for Uniform Employees should mirror those of Civilian Employees. He asked that Prefunded Uniform Retiree Healthcare be closely reviewed.

Joe Bray, San Antonio Chamber of Commerce Economic Development Council Chair addressed the City Council in support of the Proposed Budget and the changes related to Public Safety Healthcare Benefits.

Jeff Webster stated that he had served as the Councilmember for District 10 from 1995-1999 and spoke of the importance of finding a balance when addressing Public Safety and Healthcare Funding.

Chris Steele commended the First Responders that put their lives on the line everyday and requested that they receive more respect. He stated that they wanted a fair retirement and that their Pension was the best in the nation. He noted that they suffered greater risks as Firefighters and that they had given up pay increases in order to have the best healthcare.

Don Durden, Chair of the San Antonio Mobility Coalition (SAMCo) stated that they were a public/private partnership formed in 2001 to advocate for Transportation Funding and Improvements. He spoke of the importance of maintaining existing infrastructure and expressed support for the \$15 Million added to the Budget for Infrastructure.

Tracey Bennett, President of the San Antonio Public Library Foundation thanked the City Council for their support of the Library System.

Jordan Vexler, Board Member of the San Antonio Public Library Foundation thanked the City Council for their support of the Library System. She spoke of the importance of Libraries in all neighborhoods and that they be protected in negotiations with Bexar County.

Noah Almanza, President and CEO of the San Antonio Parks Foundation addressed the City Council in support of the funding for Parks. He stated that Parks were vital to the city and was pleased with the great investment included in the Budget. He invited everyone to attend Jazz Alive this weekend at Travis Park.

Mark Carmona, President and CEO of Haven for Hope thanked the City Council for their funding. He stated that they had transformed many lives in the five years they had been in operation.

City Clerk Leticia Vacek read written testimony from Ray Knox, Chair of the Parks and Recreation Board in support of the funding for Parks. He commended the Parks and Recreation Staff for their work.

Mayor Taylor stated that she was pleased to adopt a balanced budget and expressed support for the increased funding for Infrastructure. She noted that she looked forward to continued negotiations regarding Uniform Healthcare.

Mayor Taylor recused herself from the vote on the budget items related to SA 2020, UTSA, Healthy Futures of Texas, and Big Brothers Big Sisters by exiting the Council Chambers and noting that she submitted the recusal forms to the City Clerk.

Councilmember Krier moved to approve the funding in the Budget for SA 2020, UTSA, Healthy Futures of Texas, and Big Brothers Big Sisters. Councilmember Viagran seconded the motion. The motion prevailed by the following vote:

**Aye:** 10 - Bernal, Toney, Viagran, Saldaña, Gonzales, Lopez, Aguirre-Rodriguez, Nirenberg, Krier and Gallagher

**Abstain:** 1 - Mayor Taylor

Councilmembers Saldaña and Nirenberg recused themselves from the vote on the budget items related to HEB by exiting the Council Chambers and noting that they submitted the recusal forms to the City Clerk.

Councilmember Krier moved to approve the funding in the Budget for HEB. Councilmember Toney seconded the motion. The motion prevailed by the following vote:

**Aye:** 8 - Mayor Taylor, Bernal, Toney, Viagran, Gonzales, Lopez, Krier and Gallagher

**Absent:** 1 - Aguirre-Rodriguez

**Abstain:** 2 - Saldaña and Nirenberg

Councilmembers Saldaña and Aguirre-Rodriguez recused themselves from the vote on the budget items related to SA Education Partnership by exiting the Council Chambers and noting that they submitted the recusal forms to the City Clerk.

Councilmember Krier moved to approve the funding in the Budget for SA Education Partnership. Councilmember Lopez seconded the motion. The motion prevailed by the following vote:

**Aye:** 9 - Mayor Taylor, Bernal, Toney, Viagran, Gonzales, Lopez, Nirenberg, Krier and Gallagher

**Abstain:** 2 - Saldaña and Aguirre-Rodriguez

Councilmembers Gonzales and Aguirre-Rodriguez recused themselves from the vote on the budget items related to Family Services Association by exiting the Council Chambers and noting that they submitted the recusal forms to the City Clerk.

Councilmember Krier moved to approve the funding in the Budget for Family Services Association. Councilmember Lopez seconded the motion. The motion prevailed by the following vote:

**Aye:** 9 - Mayor Taylor, Bernal, Toney, Viagran, Saldaña, Lopez, Nirenberg, Krier and Gallagher

**Abstain:** 2 - Gonzales and Aguirre-Rodriguez

Councilmember Aguirre-Rodriguez recused herself from the vote on the budget items related to the YMCA and the Housing Trust by exiting the Council Chambers and noting that she submitted the recusal forms to the City Clerk.

Councilmember Krier moved to approve the funding in the Budget for YMCA and the Housing Trust. Councilmember Gallagher seconded the motion. The motion prevailed by the following vote:

**Aye:** 10 - Mayor Taylor, Bernal, Toney, Viagran, Saldaña, Gonzales, Lopez, Nirenberg, Krier and Gallagher

**Abstain:** 1 - Aguirre-Rodriguez

Councilmember Viagran recused herself from the vote on the budget items related to Civilian Employee Compensation and Retiree Benefits by exiting the Council Chambers and noting that she submitted the recusal forms to the City Clerk.

Councilmember Krier moved to approve the funding in the Budget for Civilian Employee Compensation and Retiree Benefits. Councilmember Gallagher seconded the motion. The motion prevailed by the following vote:

**Aye:** 10 - Mayor Taylor, Bernal, Toney, Saldaña, Gonzales, Lopez, Aguirre-Rodriguez, Nirenberg, Krier and Gallagher

**Abstain:** 1 - Viagran

Councilmember Lopez recused himself from the vote on the budget items related to Edgewood ISD by exiting the Council Chambers and noting that he submitted the recusal forms to the City Clerk.

Councilmember Krier moved to approve the funding in the Budget for Edgewood ISD. Councilmember Gallagher seconded the motion. The motion prevailed by the following vote:

**Aye:** 9 - Mayor Taylor, Bernal, Toney, Saldaña, Gonzales, Aguirre-Rodriguez, Nirenberg, Krier and Gallagher

**Absent:** 1 - Viagran

**Abstain:** 1 - Lopez

Councilmember Krier moved to approve the balance of the Budget as amended. Councilmember Lopez seconded the motion. The motion prevailed by the following vote:

**Aye:** 11 - Mayor Taylor, Bernal, Toney, Viagran, Saldaña, Gonzales, Lopez, Aguirre-Rodriguez, Nirenberg, Krier and Gallagher

The City Clerk read the caption for Item 4B:

**2014-09-18-0691**

**4B.** An Ordinance ratifying the adoption of the FY 2015 budget.

Councilmember Krier moved to ratify the adoption of the Budget. Councilmember Lopez seconded the motion. The motion prevailed by the following vote:

**Aye:** 11 - Mayor Taylor, Bernal, Toney, Viagran, Saldaña, Gonzales, Lopez, Aguirre-Rodriguez, Nirenberg, Krier and Gallagher

The City Clerk read the caption for Item 4C:

**2014-09-18-0692**

**4C.** An Ordinance setting the Ad Valorem Tax Rate for Maintenance and Operation (M&O) of the City of San Antonio at 35.419 cents per \$100 of taxable valuation for the tax year beginning on January 1, 2014 and ending on December 31, 2014.

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Councilmember Lopez moved that property taxes be increased by the adoption of a Maintenance & Operation Tax Rate of 35.419 cents per \$100 of taxable valuation, which is effectively a 4.42 percent increase in the tax rate. Councilmember Saldaña seconded the motion. The motion prevailed by the following vote:

**Aye:** 11 - Mayor Taylor, Bernal, Toney, Viagran, Saldaña, Gonzales, Lopez, Aguirre-Rodriguez, Nirenberg, Krier and Gallagher

The City Clerk read the caption for Item 4D:

**2014-09-18-0693**

**4D.** An Ordinance setting the Ad Valorem Tax Rate to pay the principal and interest on the funded debt of the City of San Antonio at 21.150 cents per \$100 of taxable valuation for the tax year beginning on January 1, 2014 and ending on December 31, 2014.

Councilmember Lopez moved that taxes be increased by the adoption of a Debt Service Tax Rate of 21.150 cents per \$100 of taxable valuation, which is effectively a 4.42 percent increase in the tax rate. Councilmember Saldaña seconded the motion. The motion prevailed by the following vote:

**Aye:** 11 - Mayor Taylor, Bernal, Toney, Viagran, Saldaña, Gonzales, Lopez, Aguirre-Rodriguez, Nirenberg, Krier and Gallagher

The City Clerk read the caption for Item 4E:

**2014-09-18-0694**

**4E.** An Ordinance establishing new fees and amending fees, as included within the Fiscal Year 2015 Budget, within the General Fund and within the restricted funds of Airport Operating & Maintenance, Convention and Sports Facilities, Convention Visitors Bureau, Parking Operating and Maintenance and Solid Waste Operating and Maintenance; and amending the City Code of San Antonio, Texas to reflect such changes.

Councilmember Krier moved to adopt the proposed ordinance for Item 4E. Councilmember Lopez seconded the motion. The motion prevailed by the following vote:

**Aye:** 11 - Mayor Taylor, Bernal, Toney, Viagran, Saldaña, Gonzales, Lopez, Aguirre-Rodriguez, Nirenberg, Krier and Gallagher

The City Clerk read the caption for Item 4F:

**2014-09-18-0695**

- 4F. An Ordinance carrying forward certain Fiscal Year 2014 funds; closing accounting records in certain funds; amending Departments and Funds prior appropriations; and appropriating certain capital project funds in accordance with Generally Accepted Accounting Principles.

Councilmember Krier moved to adopt the proposed ordinance for Item 4F. Councilmember Gallagher seconded the motion. The motion prevailed by the following vote:

**Aye:** 11 - Mayor Taylor, Bernal, Toney, Viagran, Saldaña, Gonzales, Lopez, Aguirre-Rodriguez, Nirenberg, Krier and Gallagher

**CONSENT AGENDA ITEMS**

Items 6, 15, and 20 were pulled for Individual Consideration. Councilmember Gallagher moved to adopt the remaining Consent Agenda Items: 5, 7, 8, 9, 10, 11, 12, 13, 14, 16, 17, 18, 19, 21, 22, 23, and 24. Councilmember Toney seconded the motion.

Mayor Taylor announced that there were no citizens registered to speak on the Consent Agenda.

Faris Hodge, Jr. submitted written testimony in opposition to Items 4A-4F, 16, and 17. He requested a copy of the Audit Plan (Item 17). He wrote in favor of Items 5-15, and 18-24.

The motion to approve the remaining Consent Agenda Items prevailed by the following vote:

**Aye:** 11 - Mayor Taylor, Bernal, Toney, Viagran, Saldaña, Gonzales, Lopez, Aguirre-Rodriguez, Nirenberg, Krier and Gallagher

**2014-09-18-0696**

5. An Ordinance for the Frio City Road Sidewalk project accepting the lowest responsive bid and awarding a construction contract in the amount of \$2,617,258.34 to EZ-Bel Construction, LLC, a 2012-2017 Bond-funded Project, located in Council District 5, of this amount, \$16,000.00 will be reimbursed by San Antonio Water Systems for its work. [Peter Zaroni, Deputy City Manager; Mike Frisbie, Director, Transportation and Capital Improvements]

**2014-09-18-0698**

7. An Ordinance for San Pedro Playhouse Phase III Permanent Ceiling Repairs project, authorizing a task order to a Job Order Contract in an amount not to exceed

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\$221,195.00 to Alpha Building Corporation, an FY 2014 Hotel Occupancy Tax Fund and General Fund funded Project, located in Council District 1. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation and Capital Improvements]

**2014-09-18-0699**

8. An Ordinance accepting the lowest responsive bid and awarding a construction contract for the Wurzbach Parkway: Skyplace Boulevard Extension Project in the amount of \$3,099,389.00 to Pronto Sandblasting & Coating & Oil Field Services, a General Obligation Funded Project, located in Council District 9 and 10, of the total contract amount, \$25,900 will be reimbursed by AT&T. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation and Capital Improvements]

**2014-09-18-0700**

9. An Ordinance, for Rental Car Wayfinding Signs, authorizing a task order to a Job Order Contract, in an amount not to exceed \$179,145.55 payable to Davila Construction, Inc for additional construction services, a Customer Facility Charge Fund funded project, located throughout the City. [Ed Belmares, Assistant City Manager; Mike Frisbie, Director, Transportation and Capital Improvements]

**2014-09-18-0701**

10. An Ordinance for the Upgrade Commercial Federal Inspection Station Facility, authorizing a task order to a Job Order Contract, in an amount not to exceed \$630,500.00, to Alpha Building Corporation, for Upgrade Commercial Federal Inspection Station Facility, a Airport Capital Improvements Funds Project, located Council District City-wide.[Ed Belmares, Assistant City Manager, Mike Frisbie, Director, Transportation and Capital Improvements]

**2014-09-18-0702**

11. An Ordinance authorizing a five-year lease agreement with Nation Tours, Inc. d/b/a Segway Nation to lease 773 square feet from 260 E. Houston, located at street level within the Houston Street Parking Garage. [Carlos Contreras, Assistant City Manager; Jim Mery, Deputy Director, Center City Development]

**2014-09-18-0703**

12. An Ordinance authorizing the execution of an amendment and extension to an existing lease with the Free Trade Alliance of San Antonio at the International Center Building for additional square footage and for a five year term, respectively, located at 203 South Saint Mary's Street, in Council District 1 for an additional five-year period ending October 1, 2019. [Peter Zanoni, Deputy City Manager; Mike Etienne, Director, EastPoint & Real Estate Services Office]

**2014-09-18-0704**

13. An Ordinance authorizing the submission of a grant renewal application to the Centers for Disease Control and Prevention, National Center for Immunization and Respiratory Diseases for the Immunization and Vaccines for Children grant, funded by the U.S. Department of Health and Human Services and authorizing the acceptance of funds upon award in an amount up to \$2,522,097.00 for a term beginning January 1, 2015 and ending December 31, 2015. [Gloria Hurtado, Assistant City Manager; Dr. Thomas L. Schlenker, Director of Public Health]

**2014-09-18-0705**

14. An Ordinance authorizing the acceptance of funds from the Centers for Disease Control and Prevention for the Sodium Reduction in Communities grant in an amount up to \$240,982.00 to support the Chronic Disease Program of the San Antonio Metropolitan Health District in implementing community-wide efforts to reduce sodium intake for the period beginning September 30, 2014 through September 29, 2015. [Gloria Hurtado, Assistant City Manager; Dr. Thomas L. Schlenker, Director of Public Health]

16. Consideration of the following Board, Commission and Committee appointments for the remainder of unexpired terms of office to expire May 31, 2015, 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: [Leticia M. Vacek, City Clerk]

A) Appointing Lila G. Aguirre (District 8) to the City/County Joint Commission on Elderly Affairs.

B) Appointing Maria L. Alvarado (District 3) to the Zoning Commission.

**2014-09-18-0706**

17. An Ordinance approving the Fiscal Year 2015 Annual Audit Plan. [Kevin Barthold, City Auditor]

**2014-09-18-0707**

18. An Ordinance authorizing a contract with the Bexar County Elections Office for Election Services for the November 4, 2014 Special City Election to fill the Vacancy in Council District 2. [Leticia M. Vacek, City Clerk]

**2014-09-18-0708**

19. An Ordinance approving the Workforce Solutions Alamo Annual Operating Budget;

and approving reappointments to the Workforce Solutions Alamo Board of Directors. [Carlos Contreras, Assistant City Manager; Rene Dominguez, Director, Economic Development]

**2014-09-18-0710**

21. An Ordinance authorizing an amendment to the Interlocal agreement with the Bexar County Hospital District, d/b/a University Health System to extend the term of the agreement and authorize the acceptance of compensation from UHS in the amount of \$95,384.04 for the period October 1, 2014 through March 31, 2015. [Gloria Hurtado, Assistant City Manager; Dr. Thomas L. Schlenker, Director of Public Health]

**2014-09-18-0711**

22. An Ordinance authorizing the continuation of a sports license agreement with Southeast Apaches Football and Cheerleading Organization at Copernicus Park located in Council District 2 for a term of five years commencing on October 1, 2014, and ending on September 30, 2019. [Gloria Hurtado, Assistant City Manager; Xavier D. Urrutia, Director, Parks and Recreation]

**2014-09-18-0712**

23. An Ordinance approving an increase to the San Antonio Housing Trust Finance Corporation loan for the Cevallos Lofts Apartment project from \$3,200,000 that was previously approved by City Council to an amount not to exceed \$3,700,000. [Peter Zanoni, Deputy City Manager; John Dugan, Director, Planning and Community Development]

**2014-09-18-0713**

24. A Public Hearing and consideration of an Ordinance authorizing a 20-year term extension for the Houston Street Tax Increment Reinvestment Zone; modifying the composition of the TIRZ Board of Directors and participating tax entities; and, amending the TIRZ Project and Finance Plans. [Peter Zanoni, Deputy City Manager; John Dugan, Planning and Community Development]

**CONSENT ITEMS CONCLUDED**

**ITEMS PULLED FOR INDIVIDUAL CONSIDERATION**

The City Clerk read the caption for Item 6:

**2014-09-18-0697**

6. An Ordinance for a Stormwater system at E. Sunshine Drive to Rosemont Drive, an

Upper Woodlawn Drainage Project, accepting the lowest responsive bid and awarding a construction contract in the amount of \$2,590,220.54, to San Antonio Constructors, Ltd., a 2012-2017 Bond funded Project, located in Council District 7, of this amount, \$119,482.15 will be reimbursed by San Antonio Water System for its work. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director Transportation and Capital Improvements]

Councilmember Aguirre-Rodriguez highlighted said item and moved to approve the proposed ordinance. Councilmember Bernal seconded the motion. The motion prevailed by the following vote:

**Aye:** 11 - Mayor Taylor, Bernal, Toney, Viagran, Saldaña, Gonzales, Lopez, Aguirre-Rodriguez, Nirenberg, Krier and Gallagher

The City Clerk read the caption for Item 15:

**APPROVED**

15. Appointing Applicants to the VIA Metropolitan Transit Authority (2 slots) for the remainder of unexpired terms of office to expire December 31, 2014. [Leticia M. Vacek, City Clerk]

Councilmember Viagran stated that the Governance City Council Committee recommended Lester Bryant and Carl Morgan to the VIA Metropolitan Transit Authority and moved to approve their appointment. Councilmember Lopez seconded the motion.

Councilmember Gallagher asked the two candidates if they would have voted for the Streetcar Project. Mr. Carl Morgan stated that he was not in favor or against the Streetcar Project but felt that VIA had the responsibility to find the most effective and efficient way to provide mass transit to the public. Mr. Lester Bryant concurred with Mr. Morgan and stated that he was in support of the process being citizen driven.

Councilmember Bernal commended Messrs. Morgan and Bryant for their willingness to serve and stated that he felt they would be a great addition to the VIA Board.

Councilmember Krier thanked Messrs. Morgan and Bryant for applying to serve on the VIA Board and asked them of their philosophy on VIA's role in promoting transit projects. Mr. Bryant stated that there must be a process that includes citizen participation. Mr. Morgan added that they must look at the full spectrum of what is available and how current operations could be improved.

Councilmember Lopez thanked Messrs. Morgan and Bryant for their willingness to serve

on the VIA Board. He spoke of his work on the Metropolitan Planning Organization and the role of VIA in the creation of a Mass Transit Strategy.

Councilmember Toney added his thanks to Messrs. Morgan and Bryant for their willingness to serve on the VIA Board. Councilmember Viagran stated that she was pleased that Mr. Morgan rode the bus to and from the Southside and would bring that perspective to the VIA Board.

Councilmember Saldaña stated that it was good for Messrs. Morgan and Bryant to have different perspectives and hoped they would think independently about what was best for the city moving forward.

Councilmember Gonzales spoke of the many transportation issues occurring right now and the importance of addressing them. She stated that she looked forward to their input and making future improvements.

Mayor Taylor stated that the terms of the appointments were short term and would expire in December 2014. She thanked Messrs. Morgan and Bryant for their willingness to serve.

The motion to appoint Lester Bryant and Carl Morgan to the VIA Board prevailed by the following vote:

**Aye:** 11 - Mayor Taylor, Bernal, Toney, Viagran, Saldaña, Gonzales, Lopez, Aguirre-Rodriguez, Nirenberg, Krier and Gallagher

The City Clerk read the caption for Item 20:

**2014-09-18-0709**

20. An Ordinance authorizing an amendment to an agreement with Family Service Association which will provide the San Antonio Metropolitan Health District a cumulative amount up to \$96,860.00 for the provision of oral health services to Head Start enrollees for a term that commenced October 1, 2013 and terminates January 31, 2015. [Gloria Hurtado, Assistant City Manager; Dr. Thomas L. Schlenker, Director of Public Health]

Councilmembers Gonzales and Aguirre-Rodriguez recused themselves on Item 20 by exiting the Council Chambers and noting that they submitted the recusal forms to the City Clerk.

Councilmember Saldaña moved to adopt the proposed Ordinance. Councilmember Viagran seconded the motion. The motion prevailed by the following vote:

**Aye:** 9 - Mayor Taylor, Bernal, Toney, Viagran, Saldaña, Lopez, Nirenberg, Krier and Gallagher

**Abstain:** 2 - Gonzales and Aguirre-Rodriguez

**POINT OF PERSONAL PRIVILEGE**

Mayor Taylor recognized Councilmember Saldaña who celebrates his birthday on September 19th. The City Council sang Happy Birthday to Councilmember Saldaña.

**RECESSED**

Mayor Taylor recessed the meeting at 11:05 am and announced that the meeting would resume at 2:00 pm for Zoning.

**RECONVENED**

Mayor Taylor reconvened the meeting at 2:05 pm and addressed the Consent Zoning Items.

**CONSENT ZONING ITEMS**

Items 25, Z-2, Z-7, Z-8, P-3, and Z-9 were pulled for Individual Consideration. Councilmember Gallagher moved to approve the remaining items under Consent Zoning: Z-1, P-1, Z-3, P-2, Z-4, Z-5, Z-6, P-4, and Z-10. Councilmember Krier seconded the motion.

Faris Hodge, Jr. submitted written testimony in favor of all of the Zoning Items.

The motion to approve the Consent Zoning Items prevailed by the following vote:

**Aye:** 11 - Mayor Taylor, Bernal, Toney, Viagran, Saldaña, Gonzales, Lopez, Aguirre-Rodriguez, Nirenberg, Krier and Gallagher

**2014-09-18-0714**

**Z-1.** ZONING CASE # Z2014150 HL (District 1): An Ordinance amending the Zoning District Boundary from "IDZ RIO-2 AHOD" Infill Development Zone River Improvement Overlay-2 Airport Hazard Overlay District with uses permitted in "C-3" General Commercial District, "MF-50" Multi-Family District, "D" Downtown District, and the following additional uses: beverage manufacture or microbrewery (alcohol or non-alcohol) and water distillation, purification and bottling; fabrication

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and manufacturing of artisan goods and products including furniture, cabinetry, wood products, metalwork and metal products, bread, candy and other food products, leather products, clothing, glass and tile; and the fabrication and manufacturing of prototypes developed or conceived by any college, university, trade school, institute or other educational facility located on the property to "IDZ HL RIO-2 AHOD" Historic Landmark Infill Development Zone River Improvement Overlay-2 Airport Hazard Overlay District with uses permitted in "C-3" General Commercial District, "MF-50" Multi-Family District, "D" Downtown District, and the following additional uses: beverage manufacture or microbrewery (alcohol or non-alcohol) and water distillation, purification and bottling; fabrication and manufacturing of artisan goods and products including furniture, cabinetry, wood products, metalwork and metal products, bread, candy and other food products, leather products, clothing, glass and tile; and the fabrication and manufacturing of prototypes developed or conceived by any college, university, trade school, institute or other educational facility on Lot 15, Block 1, NCB 14164 located on a portion of 136 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: LOT 15, BLOCK 1, NCB 14164 TO WIT: FROM "IDZ RIO-2 AHOD" INFILL DEVELOPMENT ZONE RIVER IMPROVEMENT OVERLAY-2 AIRPORT HAZARD OVERLAY DISTRICT WITH USES PERMITTED IN "C-3" GENERAL COMMERCIAL DISTRICT, "MF-50" MULTI-FAMILY DISTRICT, "D" DOWNTOWN DISTRICT, AND THE FOLLOWING ADDITIONAL USES: BEVERAGE MANUFACTURE OR MICROBREWERY (ALCOHOL OR NON-ALCOHOL) AND WATER DISTILLATION, PURIFICATION AND BOTTLING; FABRICATION AND MANUFACTURING OF ARTISAN GOODS AND PRODUCTS INCLUDING FURNITURE, CABINETRY, WOOD PRODUCTS, METALWORK AND METAL PRODUCTS, BREAD, CANDY AND OTHER FOOD PRODUCTS, LEATHER PRODUCTS, CLOTHING, GLASS AND TILE; AND THE FABRICATION AND MANUFACTURING OF PROTOTYPES DEVELOPED OR CONCEIVED BY ANY COLLEGE, UNIVERSITY, TRADE SCHOOL, INSTITUTE OR OTHER EDUCATIONAL FACILITY LOCATED ON THE PROPERTY TO "IDZ HL RIO-2 AHOD" HISTORIC LANDMARK INFILL DEVELOPMENT ZONE RIVER IMPROVEMENT OVERLAY-2 AIRPORT HAZARD OVERLAY DISTRICT WITH USES PERMITTED IN "C-3" GENERAL COMMERCIAL DISTRICT, "MF-50" MULTI-FAMILY DISTRICT, "D" DOWNTOWN DISTRICT, AND THE FOLLOWING ADDITIONAL USES: BEVERAGE MANUFACTURE OR MICROBREWERY (ALCOHOL OR NON-ALCOHOL) AND WATER DISTILLATION, PURIFICATION AND BOTTLING; FABRICATION AND MANUFACTURING OF ARTISAN GOODS

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AND PRODUCTS INCLUDING FURNITURE, CABINETS, WOOD PRODUCTS, METALWORK AND METAL PRODUCTS, BREAD, CANDY AND OTHER FOOD PRODUCTS, LEATHER PRODUCTS, CLOTHING, GLASS AND TILE; AND THE FABRICATION AND MANUFACTURING OF PROTOTYPES DEVELOPED OR CONCEIVED BY ANY COLLEGE, UNIVERSITY, TRADE SCHOOL, INSTITUTE OR OTHER EDUCATIONAL FACILITY LOCATED ON THE PROPERTY.

**2014-09-18-0716**

**P-1.** PLAN AMENDMENT #14069 (District 3): An Ordinance amending the future land use plan contained in the Stinson Airport Vicinity Land Use Plan, a component of the Comprehensive Master Plan of the City, by changing the future land use of a 16.102 acres out of Parcel 111, NCB 10879 located on a portion of the 7800 Block of Dave Erwin Drive from Regional Commercial to High Density Residential. Staff and Planning Commission recommend approval. (Associated Zoning Case # Z2014222)

**2014-09-18-0717**

**Z-3.** ZONING CASE # Z2014222 (District 3): An Ordinance amending the Zoning District Boundary from "MR AHOD" Military Reservation Airport Hazard Overlay District and "MR H AHOD" Military Reservation School of Aerospace Medicine Historic Airport Hazard Overlay District to "MF-33 AHOD" Multi-Family Airport Hazard Overlay District and "MF-33 H AHOD" Multi-Family School of Aerospace Medicine Historic Airport Hazard Overlay District (the Historic District boundaries remaining unchanged) on 16.102 acres out of Parcel 111, NCB 10879 located on a portion of the 7800 Block of Dave Erwin Drive. Staff and Zoning Commission recommend approval pending the plan amendment. (Associated Plan Amendment Case 14069)

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: 16.102 ACRES OUT OF PARCEL 111, NCB 10879 TO WIT: FROM "MR AHOD" MILITARY RESERVATION AIRPORT HAZARD OVERLAY DISTRICT AND "MR H AHOD" MILITARY RESERVATION SCHOOL OF AEROSPACE MEDICINE HISTORIC AIRPORT HAZARD OVERLAY DISTRICT TO "MF-33 AHOD" MULTI-FAMILY AIRPORT HAZARD OVERLAY DISTRICT AND "MF-33 H AHOD" MULTI-FAMILY SCHOOL OF AEROSPACE MEDICINE HISTORIC AIRPORT HAZARD OVERLAY DISTRICT.

**2014-09-18-0718**

**Z-4.** ZONING CASE # Z2014221 (District 3): An Ordinance amending the Zoning District Boundary from "MR AHOD" Military Reservation Airport Hazard Overlay

District and "MR H AHOD" Military Reservation School of Aerospace Medicine Historic Airport Hazard Overlay District to "C-3 AHOD" General Commercial District Airport Hazard Overlay District and "C-3 H AHOD" General Commercial School of Aerospace Medicine Historic Airport Hazard Overlay District (the Historic District boundaries remaining unchanged) on 81.221 acres out of Parcel 111, NCB 10879 located on portions of the 2400 - 2600 Blocks of Southeast Military Drive, the 2400 Block of Sidney Brooks, and the 7800-7900 Blocks of Dave Erwin 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: 81.221 ACRES OUT OF PARCEL 111, NCB 10879 TO WIT: FROM "MR AHOD" MILITARY RESERVATION AIRPORT HAZARD OVERLAY DISTRICT AND "MR H AHOD" MILITARY RESERVATION SCHOOL OF AEROSPACE MEDICINE HISTORIC AIRPORT HAZARD OVERLAY DISTRICT TO "C-3 AHOD" GENERAL COMMERCIAL DISTRICT AIRPORT HAZARD OVERLAY DISTRICT AND "C-3 H AHOD" GENERAL COMMERCIAL SCHOOL OF AEROSPACE MEDICINE HISTORIC AIRPORT HAZARD OVERLAY DISTRICT.

**2014-09-18-0719**

**Z-5.** ZONING CASE # Z2014216 (District 4): An Ordinance amending the Zoning District Boundary from "I-1 AHOD" General Industrial Airport Hazard Overlay District to "C-2 AHOD" Commercial Airport Hazard Overlay District on the north 443 feet of Lot 19, Block 6, NCB 8779 located at 3315 Southwest Military Drive. Staff and Zoning Commission recommend approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: THE NORTH 443 FEET OF LOT 19, BLOCK 6, NCB 8779 TO WIT: FROM "I-1 AHOD" GENERAL INDUSTRIAL AIRPORT HAZARD OVERLAY DISTRICT TO "C-2 AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT.

**2014-09-18-0720**

**P-2.** PLAN AMENDMENT #14065 (District 5): An Ordinance amending the future land use plan contained in the Kelly/South San PUEBLO Community Plan, a component of the Comprehensive Master Plan of the City, by changing the future land use of approximately 0.7807 of an acre of land, being Lot 13, Block 2, and NCB 11306 located in the 1400 Block of Thompson Place from Medium Density Residential land

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use to Community Commercial land use. Staff and Planning Commission recommend approval. (Associated Zoning Case # Z2014203)

**2014-09-18-0721**

- Z-6.** ZONING CASE # Z2014203 (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 Lot 13, Block 2, NCB 11306 located on a portion of the 1400 Block of Thompson Place. Staff and Zoning Commission recommend approval pending the plan amendment. (Associated Plan Amendment 14065)

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 13, BLOCK 2, NCB 11306 TO WIT: FROM "R-6 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "C-2 AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT.

**2014-09-18-0726**

- P-4.** PLAN AMENDMENT #14056 (District 10): 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 future land use of a 5.459 acres out of Lots 4, 5, 6, and 7, Block B, NCB 15705 located at 4980 Stahl Road and 14901 Durham Drive from Low Density Residential and Neighborhood Commercial to Community Commercial. Staff and Planning Commission recommend approval. (Associated Zoning Case # Z2014195 S)

**2014-09-18-0727**

- Z-10.** ZONING CASE # Z2014195 S (District 10): An Ordinance amending the Zoning District Boundary from "MF-33 AHOD" Multi-Family Airport Hazard Overlay District to "C-2 AHOD" Commercial Airport Hazard Overlay District (on 3.618 acres) and "C-2 S AHOD" Commercial Airport Hazard Overlay District with a Specific Use Authorization for a Convenience Store (With Gasoline And Carwash) (on 1.841 acres) allowing a fence up to eight (8) feet in height along the western-most boundary of the 5.459 acre tract of land in accordance with Section 35-514 (d)(2)(D) of the Unified Development Code on 5.459 acres out of Lots 4, 5, 6, and 7, Block B, NCB 15705 located at 4980 Stahl Road and 14901 Durham Drive. Staff and Zoning Commission recommend approval pending the plan amendment. (Associated Plan Amendment 14056)

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE

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COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: 5.459 ACRES OUT OF LOTS 4, 5, 6, AND 7, BLOCK B, NCB 15705 TO WIT: FROM "MF-33 AHOD" MULTI-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "C-2 AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT (ON 3.618 ACRES) AND "C-2 S AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT WITH A SPECIFIC USE AUTHORIZATION FOR A CONVENIENCE STORE (WITH GASOLINE AND CARWASH) (ON 1.841 ACRES) PROVIDED ALL CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

### **ITEMS PULLED FOR INDIVIDUAL CONSIDERATION**

The City Clerk read the caption for Item 25:

#### **2014-09-18-0032R**

25. A Resolution to initiate a comprehensive rezoning of properties located within the boundaries of SW Military Highway to the north; Pitluk Avenue to the south; New Laredo Highway to the east; and Quintana Road to the west, consistent with the West/Southwest Sector Plan.

Councilmember Saldaña stated that said zoning was in a Residential Area that was Industrial Use Zone. He noted that they were downzoning the property to be less intrusive for the neighborhood.

Councilmember Saldaña moved to adopt the proposed ordinance. Councilmember Viagran seconded the motion. The motion prevailed by the following vote:

**Aye:** 9 - Mayor Taylor, Bernal, Toney, Viagran, Saldaña, Aguirre-Rodriguez, Nirenberg, Krier and Gallagher

**Absent:** 2 - Gonzales and Lopez

#### **2014-09-18-0715**

- Z-2. ZONING CASE # Z2014210 CD (District 2): An Ordinance amending the Zoning District Boundary from "RM-4 AHOD" Residential Mixed Airport Hazard Overlay District to "R-6 CD AHOD" Residential Single-Family Airport Hazard Overlay District with a Conditional Use for Caterers and Catering Shop (No On-Premises Food Services) on Lot 15, Block A, NCB 632 and "R-6 CD AHOD" Residential Single-Family Airport Hazard Overlay District with a Conditional Use for a Parking Lot - Noncommercial on Lot 16, Block A, NCB 632 located at 217 and 223 Cactus

Street. Staff and Zoning Commission recommend approval with conditions.

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 15 AND 16, BLOCK A, NCB 632 TO WIT: FROM "RM-4 AHOD" RESIDENTIAL MIXED AIRPORT HAZARD OVERLAY DISTRICT TO "R-6 CD AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE FOR CATERERS AND CATERING SHOP (NO ON-PREMISES FOOD SERVICES) ON LOT 15, BLOCK A, NCB 632 AND "R-6 CD AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE FOR A PARKING LOT - NONCOMMERCIAL ON LOT 16, BLOCK A, NCB 632 PROVIDED ALL CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

John Jacks presented Item Z-2 and stated that staff and the Zoning Commission recommended approval with the following conditions: 1) There shall be no exterior display or sign with the exception that a nameplate, not exceeding three square feet in area, may be permitted when attached to the front of the main structure; 2) No construction features shall be permitted which would place the structure out of character with the surrounding residential neighborhood; 3) Business or office hours of operations shall not be permitted before 7:00 am or after 6:00 pm; 4) All on-site lighting shall be directed onto the site and point away from any residential zoning or uses; 5) The noncommercial parking lot shall be provided with a gate or other sufficient barrier against vehicle entry during the hours the facility served is closed; and 6) No advertising signs shall be permitted on the parking lot other than signs indicating the owner or lessee of the lot and to provide parking instructions. He reported that of 42 notices mailed; three were returned in favor and none were received in opposition.

Mayor Taylor called upon Mr. Charles Williams to speak.

Mr. Charles Williams stated that he was a resident of the East Side and was in support of the zoning request. He noted that the property was once owned by Zernona Black, the wife of Reverend Claude Black.

Councilmember Toney moved to adopt the proposed ordinance for Item Z-2 with the conditions as read by Mr. John Jacks. Councilmember Viagran seconded the motion. The motion prevailed by the following vote:

**Aye:** 10 - Mayor Taylor, Bernal, Toney, Viagran, Saldaña, Gonzales, Aguirre-Rodriguez, Nirenberg, Krier and Gallagher

**Absent:** 1 - Lopez

**2014-09-18-0722**

**Z-7.** ZONING CASE # Z2014088 CD (District 7): An Ordinance amending the Zoning District Boundary from "C-3 AHOD" General Commercial Airport Hazard Overlay District to "C-2 CD AHOD" Commercial Airport Hazard Overlay District with a Conditional Use for Auto Paint And Body - Repair With Outside Storage Of Vehicles And Parts Permitted But Totally Screened From View Of Adjacent Property Owners And Public Roadways on 0.165 of an acre out of Lot 1, NCB 13856 located on a portion of 4623 Fredericksburg Road. Staff and Zoning Commission recommend approval with one condition. Hours of operations shall not be permitted before 9:00 a.m. or after 6:00 p.m. Monday thru Friday

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: 0.165 OF AN ACRE OUT OF LOT 1, NCB 13856 TO WIT: FROM "C-3 AHOD" GENERAL COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT TO "C-2 CD AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE FOR AUTO PAINT AND BODY - REPAIR WITH OUTSIDE STORAGE OF VEHICLES AND PARTS PERMITTED BUT TOTALLY SCREENED FROM VIEW OF ADJACENT PROPERTY OWNERS AND PUBLIC ROADWAYS PROVIDED ALL CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

John Jacks presented Item Z-7 and stated that staff and the Zoning Commission recommended approval with the condition that hours of operation shall not be permitted before 9:00 am or after 6:00 pm Monday through Friday. He reported that of eight notices mailed; one was returned in favor and none were received in opposition.

Councilmember Aguirre-Rodriguez moved to adopt the proposed ordinance with the condition that hours of operation shall not be permitted before 9:00 am or after 6:00 pm Monday through Friday. Councilmember Saldaña seconded the motion. The motion prevailed by the following vote:

**Aye:** 9 - Mayor Taylor, Bernal, Toney, Viagran, Saldaña, Gonzales, Aguirre-Rodriguez, Krier and Gallagher

**Absent:** 2 - Lopez and Nirenberg

**2014-09-18-0723**

**Z-8.** ZONING CASE # Z2014251 S ERZD (District 8): An Ordinance amending the Zoning District Boundary from "C-2 ERZD MLOD-1 AHOD" Commercial Edwards Recharge Zone Camp Bullis Military Lighting Overlay Airport Hazard Overlay District to "C-2 S ERZD MLOD-1 AHOD" Commercial Edwards Recharge Zone Camp Bullis Military Lighting Overlay Airport Hazard Overlay District with a Specific Use Authorization for a Wireless Communication System on 4.406 acres out of Lots 4 & 5, Block 3, NCB 17843 located on a portion of the 14400 Block of Huebner Road. Staff recommends approval. Zoning Commission recommendation pending the September 16, 2014 public hearing.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: 4.406 ACRES OUT OF LOTS 4 & 5, BLOCK 3, NCB 17843 TO WIT: FROM "C-2 ERZD MLOD-1 AHOD" COMMERCIAL EDWARDS RECHARGE ZONE CAMP BULLIS MILITARY LIGHTING OVERLAY AIRPORT HAZARD OVERLAY DISTRICT TO "C-2 S ERZD MLOD-1 AHOD" COMMERCIAL EDWARDS RECHARGE ZONE CAMP BULLIS MILITARY LIGHTING OVERLAY AIRPORT HAZARD OVERLAY DISTRICT WITH A SPECIFIC USE AUTHORIZATION FOR A WIRELESS COMMUNICATION SYSTEM PROVIDED ALL CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

John Jacks presented Item Z-8 and stated that staff and the Zoning Commission recommended approval. He reported that of 26 notices mailed; two were returned in favor and one was received in opposition. He added that the Hunter's Creek North Neighborhood Association was in support of the request.

Mayor Taylor called upon the citizens registered to speak.

Patrick Christensen, Bebb Francis and Scott Behuniak addressed the City Council. Mr. Christensen stated that they were proposing approval of a Specific Use Authorization for a 150-foot Stealth Flagless Flagpole Telecommunications Tower. He presented a site map of the location and noted that city staff and SAWS recommended approval. He noted that they would be limited to 15% impervious cover. Mr. Francis added that he was one of the attorneys for Skyway Tower and they were presenting a great opportunity to the City Council. He presented a map of the improved coverage that the tower would provide and thanked the City Council for their consideration.

Buck Benson stated that he represented the Hunter's Creek North Homeowners Association

and they were supportive of the request.

Councilmember Nirenberg moved to adopt the proposed ordinance with the Declaration of Restrictive Covenants and the following conditions: 1) The 4.406-acre site shall be limited to one wireless communication system or tower; 2) The tower shall not exceed 150 feet above the existing ground level; 3) The tower shall be constructed as a "stealth, flagless flagpole," meaning that antennas, wires, and equipment, other than equipment located within the ground level compound, will be contained within the pole and not visible; and 4) The tower shall be located on the 0.0689 acre site and shall be surrounded by an eight foot tall solid screen fence. Councilmember Gallagher seconded the motion. The motion prevailed by the following vote:

**Aye:** 10 - Mayor Taylor, Bernal, Toney, Viagran, Saldaña, Gonzales, Aguirre-Rodriguez, Nirenberg, Krier and Gallagher

**Abstain:** 1 - Lopez

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

**2014-09-18-0724**

**P-3.** PLAN AMENDMENT # 14059 (District 9): An Ordinance amending the future land use plan contained in the North Sector Plan, a component of the Comprehensive Master Plan of the City, by changing the future land use of Lots 15 and 18, Block 11, NCB 19216 located on a portion of the 20900 - 21000 Blocks of Gathering Oak from Rural Estate Tier land use to Regional Center land use. Staff and Planning Commission recommend approval. (Associated Zoning Case # Z2014180 S ERZD)

**2014-09-18-0725**

**Z-9.** ZONING CASE # Z2014180 S ERZD (District 9): An Ordinance amending the Zoning District Boundary from "C-3 MSAO-1 MLOD-1 ERZD" General Commercial Camp Bullis Military Sound Attenuation Overlay Camp Bullis Military Lighting Overlay Edwards Recharge Zone District to "C-3 S MSAO-1 MLOD-1 ERZD" General Commercial Camp Bullis Military Sound Attenuation Overlay Camp Bullis Military Lighting Overlay Edwards Recharge Zone District with a Specific Use Authorization for a Construction Contractor Facility on Lots 15 and 18, Block 11, NCB 19216 located on a portion of the 20900 - 21000 Blocks of Gathering Oak. Staff and Zoning Commission recommend approval pending the plan amendment. (Associated Plan Amendment 14059)

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

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DESCRIBED HEREIN AS: LOTS 15 AND 18, BLOCK 11, NCB 19216 TO WIT: FROM "C-3 MSAO-1 MLOD-1 ERZD" GENERAL COMMERCIAL CAMP BULLIS MILITARY SOUND ATTENUATION OVERLAY CAMP BULLIS MILITARY LIGHTING OVERLAY EDWARDS RECHARGE ZONE DISTRICT TO "C-3 S MSAO-1 MLOD-1 ERZD" GENERAL COMMERCIAL CAMP BULLIS MILITARY SOUND ATTENUATION OVERLAY CAMP BULLIS MILITARY LIGHTING OVERLAY EDWARDS RECHARGE ZONE DISTRICT WITH A SPECIFIC USE AUTHORIZATION FOR A CONSTRUCTION CONTRACTOR FACILITY PROVIDED ALL CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

John Jacks presented Item P-3 and stated that it would amend the future land use plan contained in the North Sector Plan. For Item Z-9, he reported that staff and the Zoning Commission recommended approval. He reported that of 10 notices mailed; none were received in favor or in opposition. He added that SAWS recommended approval with the condition that the impervious cover shall not exceed 65%.

Councilmember Krier moved to adopt the proposed ordinances for Items P-3 and Z-9. Councilmember Viagran seconded the motion. The motion prevailed by the following vote:

**Aye:** 10 - Mayor Taylor, Bernal, Toney, Viagran, Saldaña, Gonzales, Aguirre-Rodriguez, Nirenberg, Krier and Gallagher

**Absent:** 1 - Lopez

#### ADJOURNMENT

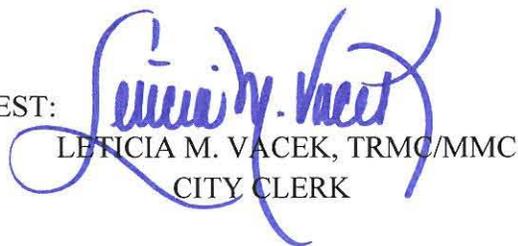
There being no further discussion, Mayor Taylor adjourned the meeting at 2:21 pm.

APPROVED



IVY R. TAYLOR  
MAYOR

ATTEST:



LETICIA M. VACEK, TRMC/MMC  
CITY CLERK