

**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, October 16, 2014

9:00 AM

Municipal Plaza Building

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The City Council of San Antonio 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, Medina, Nirenberg, Krier and Gallagher

1. The Invocation was delivered by Pastor Courtney Evans, God's Property Baptist Church, guest of Councilmember Diego Bernal, District 1.
2. Mayor Taylor led the Pledge of Allegiance to the Flag of the United States of America.
3. Approval of Minutes for the Special City Council Meetings of August 26 - 27, 2014.

Councilmember Saldaña moved to approve the Minutes for the Special City Council Meetings of August 26-27, 2014. Councilmember Toney seconded the motion. The motion prevailed by the following vote:

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

### **POINT OF PERSONAL PRIVILEGE**

Councilmember Nirenberg recognized Dr. Jacqueline Parsons for being designated by the White House as one of the 2014 Rotary's Women of Action. He stated that the accomplishment honored her humanitarian service in the community and highlighted numerous initiatives she is involved in including Fitness and Literacy. Ms. Parsons stated that she was honored to travel to Washington, D.C. and represent Rotary International District 5840. She thanked the City Council for the recognition.

### **INDIVIDUAL ITEMS FOR STAFF BRIEFING**

The City Clerk read the captions for Items 4A, 4B and 4C:

4. Consideration of the following three items associated with an acquisition of a conservation easement of the Crescent Hills property totaling 1,521 acres over the Edwards Aquifer Contributing Zone. [Erik Walsh, Deputy City Manager; Mike Etienne, Director, EastPoint & Real Estate Services Office]

#### **2014-10-16-0786**

- 4A. An Ordinance authorizing the acquisition of an aquifer-protection conservation easement over an approximately 1,521 acre tract of land located in Comal County and generally known as "Crescent Hills" for a contribution of \$5,000,000.00 of Proposition 1 funds through a Funding Agreement among the City, The Nature Conservancy, Bat Conservation International and Forestar (USA) Real Estate Group L.L.C. for the acquisition of Crescent Hills for a total of \$20,500,000.00.

#### **2014-10-16-0787**

- 4B. An Ordinance authorizing the transfer of 86 impervious cover credits to Forestar (USA) Real Estate Group L.L.C through an Impervious Cover Credit Agreement.

#### **2014-10-16-0788**

- 4C. An Ordinance authorizing the Third Amendment to the Declaration of Restrictive Covenants associated with the Amended and Restated Agreement for Services in Lieu of Annexation between the City and Forestar (USA) Real Estate Group L.L.C to allow for the use of up to 43 impervious cover credits on Cibolo Canyon.

Erik Walsh presented information regarding the acquisition of a conservation easement on the Crescent Hills Property totaling 1,521 acres over the Edwards Aquifer Recharge Zone. He provided a map of the Crescent Hills Property and noted that it was located in Comal County. He noted that last year the property was under contract with a developer that had planned to build 4,500 homes but the sale was not executed. He indicated that the current property owner has an approved Master Development Plan with the City to develop 3,500 homes and an approved SAWS Utility Service Agreement to provide water and sewer service in that area.

Mr. Walsh stated that last December, they began working with The Nature Conservancy and Bat Conservation International to meet the goals for the area and protect the Recharge Zone. He spoke of the benefits of protecting the property and noted that The Nature Conservancy would purchase and own the property. He mentioned that they would maintain the property at their expense and that the City of San Antonio would receive a Conservation Easement over the entire 1,521 Acre Tract of Land. He added that the Conservation Advisory Board had approved a \$5 Million Contribution.

Mr. Walsh stated that Forestar was the Real Estate Developer for Cibolo Canyons and they had approached the City about contributing to the acquisition of Crescent Hills in exchange for Impervious Cover Credits. He explained that this had been done in 2011 with the Dierks Property. He stated that Forestar had agreed to contribute \$5 Million to The Nature Conservancy in exchange for 86 Impervious Cover Credits. He noted that they could use up to 43 of the credits on the Cibolo Canyon Development. He indicated that SAWS must review and approve the use and sale of any of the credits.

Mr. Walsh reported that in 2002, the City entered into a Non-Annexation Agreement with Lumberman's Investment Corporation now known as Forestar for the Cibolo Canyon Development. He stated that staff was recommending an amendment to the agreement to allow for the 43 Impervious Cover Credits to be used on the Cibolo Canyon Site which would increase the Impervious Cover from 15% to 16.5%.

Mr. Walsh outlined the funding for Crescent Hills, noting that Bexar County and the Edwards Aquifer Authority were each providing \$500,000; the US Army was providing \$100,000; and The Nature Conservancy and Bat Conservation International would fundraise the remaining \$9.4 Million. He added that if approved; the property would be the 56th Conservation Easement under the Proposition 1 Program.

Mayor Taylor called upon the citizens registered to speak.

Nazirite Ruben Flores Perez expressed his support for protecting the Aquifer.

Georgina Schwartz stated that she was a Resident of District 1 and supportive of the purchase of the Conservation Easement.

Andy Walker, Fran Hutchins, and Chris Daniels representing Bat Conservation International addressed the City Council. Mr. Walker thanked the City Council for their support and spoke of the importance of protecting natural resources.

Laura Huffman, State Director for The Nature Conservancy in Texas addressed the City Council in support of the proposed Ordinances. She stated that a Conservation Trifecta would be achieved through the protection of the Edwards Aquifer, Bat Colony, and Golden Cheek Warbler. She thanked the private sector for their donations thus far.

Susan Hughes addressed the City Council in support of the city's participation in protecting the land adjacent to the Bracken Bat Cave. She stated that she served on the Edwards Aquifer Authority Board and was pleased to vote in favor of providing \$500,000 to the project.

Jack M. Finger spoke in opposition to the proposed Ordinances noting former issues related to Lumberman's and the PGA Village.

June Katchik addressed the City Council in support of the proposed Ordinances and commended Councilmember Nirenberg for his work.

Julia Murphy stated that she and Ms. Katchik represented the Green Spaces Alliance in support of the proposed Ordinances. She noted that she was pleased that water quality would be enhanced and that open spaces and the habitat would be preserved.

Jim Cannizzo representing the US Army-Camp Bullis addressed the City Council in support of the proposed Ordinances. He spoke of the benefits of the project that would help the Army, Aquifer, and Habitat.

Delia Guajardo, President of the US Military Veterans Parade Association addressed the City Council.

Mrs. Vacek read a Letter of Support from Joe Straus, Speaker of the House of Representatives in support of the city's efforts to preserve undeveloped land adjacent to Bracken Bat Cave. He wrote that conservation of the property would help preserve the bats' habitat and noted their positive impact on agriculture through insect control. He commended the City of San Antonio for their leadership on the initiative.

Councilmember Nirenberg thanked the many individuals that worked on the project and

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spoke of the great benefits of the Edwards Aquifer Protection Program known as Proposition 1. He stated that these types of efforts would begin to move the needle on establishing regional diplomacy with regard to Water Law in Texas.

Councilmember Saldaña expressed his support and asked of the Impervious Cover Credits being transferred to Forestar. Mr. Walsh explained that the original Non-Annexation Agreement with Lumberman's was signed in 2002 and had a 25% Impervious Cover limit. He stated that an amendment was made to the agreement in 2005 that reduced the Impervious Cover to 15%. He noted that if they decided to use the credits on Cibolo Canyon; the Impervious Cover would increase to 16.5%. Councilmember Saldaña stated that this was the most heavily monitored area above the Edwards Aquifer and commended everyone involved.

Councilmember Gonzales stated that this was a great project and asked of the Impervious Cover Credits. Mr. Walsh explained that Impervious Cover restricts the amount of development that can occur on a property and that areas in the Extra Territorial Jurisdiction (ETJ) are subject to a 15% Impervious Cover Requirement. Scott Halty of SAWS added that when they received a request on Impervious Cover Credits; they would request a Variance from SAWS. He stated that SAWS would perform a full Geologic Assessment before approving the Variance. Councilmember Gonzales asked of potential park space in the area. Mr. Andrew Walker stated that they work with Colleges and Universities, Boy Scouts/Girl Scouts, and Church Groups and hoped to expand their programs.

Councilmember Bernal commended Councilmember Nirenberg for his efforts and stated that he was pleased with the collaboration.

Councilmember Lopez expressed his support and congratulated everyone involved. He spoke of the importance of protecting the environment and leveraging resources.

Councilmember Viagran congratulated all of the parties involved and commended Councilmember Nirenberg for his leadership.

Councilmember Gallagher expressed his support and stated that this was important to protect the future water supply. He commended all of the parties involved and added that he was pleased with the support of the Army.

Councilmember Krier spoke of the importance of protecting the land over the Edwards Aquifer and stated that it was possible to have responsible development over the Aquifer. He asked of protection for neighbors to the East. Mr. Walsh explained the issues that were reviewed by the Conservation Advisory Board noting that there was a direct tie to two pumping stations in District 10 and that there would be a positive impact to San Antonio

and Bexar County. Councilmember Krier asked of short and long term plans related to access. Ms. Laura Huffman stated that they were in partnership with Bat Cave International and would have a 5,000 Acre Preserve that they would own and operate once all of the loans were repaid. She added that long term plans would include public access to areas of the property that could be enjoyed. Councilmember Krier expressed his support and commended Councilmember Nirenberg for his leadership.

Councilmember Medina added his support for the project and commended Councilmember Nirenberg for his efforts. He asked of the difference of this purchase compared to others over the Edwards Aquifer Recharge Zone. Mr. Walsh replied that it was rare to find the large of a tract available for protection over the Recharge Zone and would be the first purchase East of Highway 281.

Mayor Taylor added her thanks to all involved and commended Councilmember Nirenberg for his leadership. She stated that she was pleased with the protection of the Aquifer and limited development in a sensitive area.

Councilmember Nirenberg moved to adopt the proposed Ordinances for Items 4A, 4B, and 4C. Councilmember Gallagher seconded the motion. The motion prevailed by the following vote:

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

The City Clerk read the caption for Item 5:

**2014-10-16-0789**

5. An Ordinance approving the City's 2015 State Legislative Program for the 84th State Legislative Session and approving temporary, session-only contracts for State Representation Services. [Carlos Contreras, Assistant City Manager; Jeff Coyle, Director, Intergovernmental Relations]

Jeff Coyle presented an overview of the 84th State Legislative Program. He stated that the Texas Legislature convenes on the second Tuesday in January of each odd-numbered year for 140 calendar days. He noted that the Senate consisted of 31 Members with the Lieutenant Governor presiding, while the House of Representatives consisted of 150 Members with the Speaker of the House presiding. He highlighted the Bexar County Senate and House Representatives. He provided a recap of the 83rd Session in which 66% of City Initiatives were passed by the Legislature and 88% of the Bills opposed by the City were defeated. He noted that 220 Bills became laws that impacted cities.

Mr. Coyle stated that for the 84th Legislature, there would be at least 22 New House Members; 6 New Senators; New Governor and Lieutenant Governor; and Numerous New Committee Chairs. He reported that the 84th Program aligned with City Council Priorities and focused on big picture issues. He stated that City of San Antonio Priorities include: 1) Workforce and Economic Development; 2) Education; 3) Government Efficiencies and Transparency; 4) Military Protection; 5) Natural Resources; 6) Transportation and Infrastructure; and 7) Public Health. He explained the issues within each of the priorities such as funding for projects to increase the Military Value at Texas Institutions and Air Quality Funding.

Mr. Coyle reported that they would oppose Bills that undermine Self Government, Unfunded Mandates, Revenue Loss, and Diminish Municipal Authority. He stated that this would include Revenue and Appraisal Caps as well as Right-of-Way Authority. He highlighted partnerships with CPS Energy, SAWS, Brooks City Base, Port San Antonio, and UTSA. Lastly, he outlined the Program Timeline noting that the last day of the Regular Session was June 1, 2015.

Mayor Taylor called upon the citizens registered to speak.

Nazirite Ruben Flores Perez expressed his support and stated that he would be traveling to Austin to speak in favor of the City of San Antonio.

Jack M. Finger stated that he was pleased that the City of San Antonio was supporting the use of Gas Tax Diversions for Transportation. However, he expressed concern with the use of funding for Toll Roads and Pre-Kindergarten Classes.

Mayor Taylor thanked staff for the presentation and commended the IGR Council Committee for their work.

Councilmember Lopez expressed his support for the City's Legislative Program and stated that he was pleased with the partnerships that had been established.

Councilmember Toney stated that he was pleased with efforts regarding the Sutton Building and thanked staff for their work.

Councilmember Krier asked how the City of San Antonio could support College and University Initiatives. Mr. Coyle replied that the City could take a proactive step to express support on a particular issue and that Mayor Taylor or the IGR Chair could provide a Letter of Support.

Councilmember Saldaña noted the pending litigation in the Texas Supreme Court regarding

funding for Pre-Kindergarten. Mr. Coyle replied that the general consensus was that Public Education would not be addressed before the Session ended due to pending litigation. Councilmember Saldaña asked of the opposition of legislation that would negatively expand appraisal caps and supporting legislation that ensures that properties are appraised at true market values. Mr. Coyle replied that there was legislation passed during the last Session that shifted the burden of property taxes to the Homeowner as opposed to Commercial Properties. He noted that the statement of opposition was in alignment with the Texas Municipal League. Councilmember Saldaña asked of the approval of the language regarding the Pension Fund. Mr. Coyle replied that there was not a formal requirement of signatories but the Pension Fund had indicated that they would not bring an item to the Legislature unless it was supported by the City, Fund, and the Unions. He noted that the City's initial statement was to oppose any changes to the Pension Fund that increase benefits or add to the current unfunded liability. He added that the program could be amended at a later time.

Councilmember Viagran expressed her support and thanked the Consultants for their work. She spoke of the importance of protecting the City's Interests and added that she was pleased that the World Heritage Designation was moving forward.

Councilmember Nirenberg expressed his support and thanked staff for their work. He stated that he would characterize the Program as looking out for the long-term sustainability of services and programs provided by the City.

Councilmember Lopez moved to adopt 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, Medina, Nirenberg, Krier and Gallagher

### **CONSENT AGENDA ITEMS**

No Items were pulled for Individual Consideration. Councilmember Gallagher moved to approve all of the Consent Agenda Items. Councilmember Nirenberg seconded the motion.

Mayor Taylor called upon the citizens registered to speak.

Jean Brady, Chair of the San Antonio Public Library (SAPL) Board addressed the City Council in support of the Interlocal Agreement with Bexar County to continue providing Library Services (Item 21). She expressed concern that the length of the agreement was only one year.

Jack M. Finger addressed the City Council in opposition to the amendments to the Westside Development Corporation Articles of Incorporation and Bylaws (Item 14) noting concerns with term limits being eliminated and the lowering of the quorum. He stated that he was opposed to the financing by the Anson Education Facilities Corporation (Item 17).

Bette Vexler, Member of the San Antonio Public Library Foundation thanked the City Council for their support of the Library System. She stated that the SAPL Board recommended the formation of a Task Force to address the issues regarding Bexar County Library Services (Item 21).

Tracey Bennett, President of the San Antonio Public Library Foundation thanked the City Council for their support. She thanked Bexar County for their payment for services in 2015 but stated that she would like to know what is planned after 2015 (Item 21).

Jordan Vexler, Member of the San Antonio Public Library Foundation thanked the City Council for fully funding the Library System for 2015. She expressed concern regarding future payments from Bexar County and spoke of the need to provide Library Services to all residents in San Antonio and Bexar County (Item 21).

Shannon Stephens addressed the City Council in support of the Library System but also expressed concern with the length of the agreement with Bexar County (Item 21).

Faris Hodge, Jr. submitted written testimony in support of Items 6-11, 13, 14, and 16-21. For Item 12, he wrote that Board Members should be interviewed on television. He expressed concern with the rescheduling of City Council Meetings (Item 15).

Councilmember Toney highlighted the Merchant's Ice Lofts Housing Project (Item 22) noting that it would be significant for the redevelopment of the near East Side. Mayor Taylor stated that she was also excited about the project.

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

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

**Absent:** 1 - Lopez

#### **2014-10-16-0790**

- 6.** An Ordinance authorizing a professional services contract for an amount not to exceed \$82,270.00 with SAP Public Services, Inc. for the automation of the City's Monthly Financial Report for the City Operating Budget funded from the Information Technology Project Budget. [Ben Gorzell, Chief Financial Officer; Hugh

Miller, Director, Information Technology Services]

**2014-10-16-0791**

7. An Ordinance accepting the offers from Grapevine DCJ, LLC and Silsbee Ford to provide ten vehicles for the San Antonio Police Department's Aggressive Driving Unit for a total cost of \$243,550.68, funded with the Equipment Renewal and Replacement Fund. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Director, Finance]

**2014-10-16-0792**

8. An Ordinance accepting the bid from McCombs HFC, Ltd. d/b/a Red McCombs Ford for Ford captive parts and service for an estimated annual cost of \$466,000.00. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Director, Finance]

**2014-10-16-0793**

9. An Ordinance accepting the lowest responsive bid for the District 5 Senior Center and Normoyle Park Improvements projects and awarding a construction contract in the amount of \$1,692,000.00, to Amstar, Inc., a 2012-2017 General Obligation Bond funded Project, located in Council District 5 [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation and Capital Improvements]

**2014-10-16-0794**

10. An Ordinance authorizing the submittal and acceptance of the grant application to the Texas Department of Transportation for the construction for a new air traffic control tower at Stinson Municipal Airport in an amount not to exceed \$3,683,500.00 with the City providing its match, \$2,135,649.00, from the Stinson Revolving Fund. [Ed Belmares, Assistant City Manager; Frank Miller, Director, Aviation]

**2014-10-16-0795**

11. An Ordinance authorizing the submission of a Head Start grant refunding application to the U.S. Department of Health and Human Services and acceptance upon award of an amount up to \$22,090,151.00 for the period of February 1, 2015 to January 31, 2016; authorizing a budget, including an in-kind match up to \$5,522,538.00, and personnel complement; authorizing the negotiation and execution of four service provider contracts in a cumulative amount not to exceed \$16,048,799.00, associated amendments, and memoranda of understanding with community organizations. [Gloria Hurtado, Assistant City Manager; Melody Woosley, Director, Human Services]

12. 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 John L. Fox (District 3), Michael R. Harris (District 3), and Michelle R. Krupa (District 3) to the Tax Increment Reinvestment Zone #16 Brooks City Base.

B) Appointing Susan Blackwood (District 9) to the Mayor's Commission on the Status of Women.

C) Appointing Bonnie G. Weed (District 6) to the Joint City/County Commission on Elderly Affairs.

D) Appointing Carl C. Anderson (District 9) to the Animal Care Services Advisory Board.

**2014-10-16-0796**

13. An Ordinance authorizing the execution of an Off-Site Mitigation Agreement with Mitigation Solutions USA, LLC for the purchase of mitigation credits in the amount of \$136,125.00 for the Runway 3/21 Extension project at the San Antonio International Airport. [Ed Belmares, Assistant City Manager; Frank Miller, Director, Aviation]

**2014-10-16-0037R**

14. A Resolution to approve amendments to the Westside Development Corporation Articles of Incorporation and Bylaws; and approving appointments to the WDC Board of Directors. [Carlos Contreras, Assistant City Manager; Jim Mery, Deputy Director, Center City Development and Operations]

**2014-10-16-0797**

15. An Ordinance rescheduling City Council Meetings in November and December 2014, and January 2015; and scheduling a Special City Council Meeting on November 18, 2014. [Leticia M. Vacek, City Clerk]

**2014-10-16-0798**

16. An Ordinance authorizing the extension of line-of-duty leave for Firefighter Kevin Williams. [Erik J. Walsh, Deputy City Manager; Charles N. Hood, Fire Chief]

**2014-10-16-0038R**

17. A Resolution approving a financing by the Anson Education Facilities Corporation for the benefit of Great Hearts America – Texas for purposes of Section 147(f) of the

Internal Revenue Code. [Ben Gorzell, Jr., Chief Financial Officer; Troy Elliott, Director of Finance]

**2014-10-16-0799**

18. An Ordinance authorizing an agreement with Baby Café USA for the San Antonio Metropolitan Health District's continued use of the Baby Café name, logo, and model to provide lactation services to the San Antonio community for a one year period with the option to renew for two additional one year terms. [Gloria Hurtado, Assistant City Manager; Dr. Thomas L. Schlenker, Public Health Director]

**2014-10-16-0800**

19. An Ordinance authorizing an agreement with the University of Texas Health Science Center at San Antonio Dental School for an amount up to \$222,400.00 for the provision of dental services for the period beginning September 1, 2014 to August 31, 2015. [Gloria Hurtado, Assistant City Manager; Dr. Thomas L. Schlenker, Director of Public Health]

**2014-10-16-0801**

20. An Ordinance authorizing a two year professional service contract with TelResource, Inc. to provide telecommunications billing audit and correction services to the City for an annual estimated cost of \$87,000.00 with an option for two additional two-year terms. [Ben Gorzell, Chief Financial Officer; Hugh Miller, Director, Information Technology Services]

**2014-10-16-0802**

21. An Ordinance amending the Master Interlocal Agreement with Bexar County to continue providing library services for the one-year period from October 1, 2014 through September 30, 2015, at a level funding amount to the City of \$3,784,028.95. [Gloria Hurtado, Assistant City Manager; Ramiro S. Salazar, Director, San Antonio Public Library]

**2014-10-16-0803**

22. An Ordinance approving the allocation of \$2,080,822.86 in HOME Investment Partnership Program (HOME) funds for three multi-family rental housing development projects including \$393,500.00 for Cypress Cove Apartments; \$1,087,322.86 for Palo Alto Apartments; and \$600,000.00 for Merchant's Ice Lofts. [Peter Zaroni, Deputy City Manager; John M. Dugan, Director; Planning and Community Development]

**CONSENT ITEMS CONCLUDED**

**23. City Manager's Report**

- A. Human Resources Update
- B. International City-County Management Association Award
- C. Women in the World Update

**HUMAN RESOURCES UPDATE**

Mrs. Sculley reported that the Annual City Employee Service Recognition Event was held this past Saturday at SeaWorld San Antonio. She stated that the City recognized approximately 1,700 employees celebrating milestone anniversaries ranging between 5 and 45 years of service. She noted that Members of the City's Executive Team were on hand to personally congratulate the honorees as they arrived and that Councilmembers Saldaña, Lopez, and Nirenberg assisted with the recognition. She stated that Honorees and their guests were provided with meal vouchers and invited to spend the entire day at SeaWorld. She reported that five employees celebrated 40 years of service and one employee celebrated 45 years of service.

40 years of service:

- Shirley Adkins (SAPD)
- Rudolfo Hernandez (Solid Waste Management)
- Richard Lopez (Fire & EMS)
- Yolanda Marquart (Transportation & Capital Improvements)
- David Sanchez (Library)

45 years of service:

- Rudy Guzman (Transportation & Capital Improvements)

Mrs. Sculley thanked everyone that assisted with the Annual Appreciation Employee Event.

**INTERNATIONAL CITY-COUNTY MANAGEMENT ASSOCIATION AWARD**

Mrs. Sculley reported that a few weeks ago, the International City/County Manager's Association (ICMA) held its Annual Conference. She stated that at the Conference, ICMA Leaders recognized the City of San Antonio with a prestigious Local Government Program Excellence Award for the "Fitness in the Park" Program. She mentioned that San Antonio took home the Top Award in the Community Health & Safety Program Category, for cities 50,000 and larger. She stated that Fitness in the Park uses outdoor space at City Parks to offer exercise classes such as Zumba, Yoga, and Boot Camp Fitness to residents at no cost. She noted that the program began in 2011 as one of several health and wellness initiatives

funded through the American Recovery & Reinvestment Act, with the goal of helping San Antonio Residents establish healthy, active lifestyles and combat obesity-related diseases. She added that Fitness in the Park provided fitness options to areas of the city where residents might not otherwise have access to organized fitness activities. She stated that the Program has grown from volunteers providing seasonal classes for eight to ten weeks into a year-round program. She noted that since the Fall of 2011, the Fitness in the Park Program has conducted more than 4,000 free classes, with more than 35,000 in attendance. She recognized Parks and Recreation Staff for their work and played a video of various Fitness in the Park Classes.

#### **WOMEN IN THE WORLD UPDATE**

Mrs. Sculley reported that the San Antonio's Charline McCombs Empire Theatre would host Women in the World's Signature Live Event on October 22, 2014. She stated that the Event would draw a National and International spotlight not only to the city but to critical women's issues and the messages of prominent women change makers. She noted that Women in the World focuses on global women's issues and the Event features celebrities, leaders, and change makers. She indicated that Women in the World was produced and co-hosted by Tina Brown of Vanity Fair, Newsweek, and the Daily Beast. She stated that the San Antonio Forum would feature Dr. Jill Biden; Gloria Steinem; Senator Kay Bailey Hutchison; Ambassador Karen Hughes; Mayor Ivy Taylor; Diane Von Furstenberg, Former White House Advisor Sonya Medina Williams; Author and Journalist Marie Brenner; Art Patron and Activist Aaronetta Pierce; President of 3N Group Guillermo Nicolas; Eva Longoria; Houston Mayor Annise Parker; Rosie Castro, Congressman Joaquin Castro, and others. She added that Women in the World Texas was supported by presenting sponsor Toyota and leadership sponsors include the City of San Antonio and Credit Suisse.

#### **POINT OF PERSONAL PRIVILEGE**

Mayor Taylor recognized Councilmember Bernal who would be celebrating his Birthday on October 19, 2014. The City Council sang Happy Birthday to Councilmember Bernal.

#### **RECESSED**

Mayor Taylor recessed the meeting at 11:57 am to break for lunch and announced that the meeting would resume at 2:00 pm for Zoning.

#### **RECONVENED**

Mayor Pro Tem Nirenberg reconvened the meeting at 2:06 pm and presided over the meeting in the absence of Mayor Taylor. He addressed the Consent Zoning Items.

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**CONSENT ZONING ITEMS**

Items 24, 25, Z-7, Z-8, and Z-12 were pulled for Individual Consideration. Councilmember Gallagher moved to approve the remaining items under Consent Zoning: Z-1, Z-2, Z-3, Z-4, Z-5, Z-6, Z-9, Z-10, Z-11, and Z-13. Councilmember Toney seconded the motion.

There were no citizens registered to speak on Consent Zoning Items.

Faris Hodge, Jr. submitted written testimony in opposition to Items 24 and 25. He wrote in favor of all of the remaining Zoning Items.

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

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

**Absent:** 2 - Mayor Taylor and Saldaña

**2014-10-16-0806**

**Z-1.** ZONING CASE # Z2014196 (District 1): An Ordinance amending the Zoning District Boundary from "RM-4 NCD-2 AHOD" Residential Mixed Alta Vista Neighborhood Conservation Airport Hazard Overlay District to "IDZ NCD-2 AHOD" Infill Development Zone Alta Vista Neighborhood Conservation Airport Hazard Overlay District with uses permitted in "C-1" Light Commercial District and "RM-4" Residential Mixed District on 0.14 of an acre out of Lots 9 & 10, Block 23, NCB 1831 located on a portion of 2919 North 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: 0.14 OF AN ACRE OUT OF LOTS 9 & 10, BLOCK 23, NCB 1831 TO WIT: FROM "RM-4 NCD-2 AHOD" RESIDENTIAL MIXED ALTA VISTA NEIGHBORHOOD CONSERVATION AIRPORT HAZARD OVERLAY DISTRICT TO "IDZ NCD-2 AHOD" INFILL DEVELOPMENT ZONE ALTA VISTA NEIGHBORHOOD CONSERVATION AIRPORT HAZARD OVERLAY DISTRICT WITH USES PERMITTED IN "C-1" LIGHT COMMERCIAL DISTRICT AND "RM-4" RESIDENTIAL MIXED DISTRICT.

**2014-10-16-0807**

- Z-2.** ZONING CASE # Z2014235 CD (District 1): An Ordinance amending the Zoning District Boundary from "R-6 NCD-2 AHOD" Residential Single-Family Alta Vista Neighborhood Conservation Airport Hazard Overlay District to "R-6 CD NCD-2 AHOD" Residential Single-Family Alta Vista Neighborhood Conservation Airport Hazard Overlay District with a Conditional Use for Three Dwelling Units on Lots 21, 22 and 23, Block 15, NCB 6437 located at 537 West Summit Avenue. Staff and Zoning Commission recommend approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOTS 21, 22 AND 23, BLOCK 15, NCB 6437 TO WIT: FROM "R-6 NCD-2 AHOD" RESIDENTIAL SINGLE-FAMILY ALTA VISTA NEIGHBORHOOD CONSERVATION AIRPORT HAZARD OVERLAY DISTRICT TO "R-6 CD NCD-2 AHOD" RESIDENTIAL SINGLE-FAMILY ALTA VISTA NEIGHBORHOOD CONSERVATION AIRPORT HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE FOR THREE DWELLING UNITS PROVIDED ALL CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

**2014-10-16-0808**

- Z-3.** ZONING CASE # Z2014234 (District 1): An Ordinance amending the Zoning District Boundary from "I-1 AHOD" General Industrial Airport Hazard Overlay District to "L AHOD" Light Industrial Airport Hazard Overlay District on Lot 30, Block 7, NCB 1020 located at 606 Culebra Road. Staff and Zoning Commission recommend approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOT 30, BLOCK 7, NCB 1020 TO WIT: FROM "I-1 AHOD" GENERAL INDUSTRIAL AIRPORT HAZARD OVERLAY DISTRICT TO "L AHOD" LIGHT INDUSTRIAL AIRPORT HAZARD OVERLAY DISTRICT.

**2014-10-16-0809**

- Z-4.** ZONING CASE # Z2014243 CD (District 1): An Ordinance amending the Zoning District Boundary from "R-6 UC-5 AHOD" Residential Single-Family Main Avenue/McCullough Avenue Urban Corridor Airport Hazard Overlay District to "R-6 CD UC-5 AHOD" Residential Single-Family Main Avenue/McCullough Avenue Urban Corridor Airport Hazard Overlay District with a Conditional Use for

Two Dwelling Units on Lot 8, Block 1, NCB 6085 located at 215 East Magnolia Avenue. Staff and Zoning Commission recommend approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOT 8, BLOCK 1, NCB 6085 TO WIT: FROM "R-6 UC-5 AHOD" RESIDENTIAL SINGLE-FAMILY MAIN AVENUE/MCCULLOUGH AVENUE URBAN CORRIDOR AIRPORT HAZARD OVERLAY DISTRICT TO "R-6 CD UC-5 AHOD" RESIDENTIAL SINGLE-FAMILY MAIN AVENUE/MCCULLOUGH AVENUE URBAN CORRIDOR AIRPORT HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE FOR TWO DWELLING UNITS PROVIDED ALL CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

**2014-10-16-0810**

**Z-5.** ZONING CASE # Z2014247 CD (District 1): An Ordinance amending the Zoning District Boundary from "H R-4 AHOD" Residential Single-Family Monte Vista Historic Airport Hazard Overlay District to "H R-4 CD AHOD" Residential Single-Family Monte Vista Historic Airport Hazard Overlay District with a Conditional Use for Three Dwelling Units on Lot 13 and the West 13.5 Feet of Lot 14, Block 15, NCB 1837 located at 121 West Woodlawn Avenue. Staff and Zoning Commission recommend approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOT 13 AND THE WEST 13.5 FEET OF LOT 14, BLOCK 15, NCB 1837 TO WIT: FROM "H R-4 AHOD" RESIDENTIAL SINGLE-FAMILY MONTE VISTA HISTORIC AIRPORT HAZARD OVERLAY DISTRICT TO "H R-4 CD AHOD" RESIDENTIAL SINGLE-FAMILY MONTE VISTA HISTORIC AIRPORT HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE FOR THREE DWELLING UNITS PROVIDED ALL CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

**2014-10-16-0811**

**Z-6.** ZONING CASE # Z2014244 (District 1): An Ordinance amending the Zoning District Boundary from "MF-33 AHOD" Multi-Family Airport Hazard Overlay District, "MF-33 UC-5 AHOD" Multi-Family Main Avenue/McCullough Avenue Urban Corridor Airport Hazard Overlay District and "C-3 UC-5 AHOD" General Commercial Main Avenue/McCullough Avenue Urban Corridor Airport Hazard Overlay District to "IDZ AHOD" Infill Development Zone Airport Hazard Overlay

District to allow detached Single-Family Residential uses not to exceed 20 units per acre and "IDZ UC-5 AHOD" Infill Development Zone Main Avenue/McCullough Avenue Urban Corridor Airport Hazard Overlay District to allow detached Single-Family Residential uses not to exceed 20 units per acre on Lots 3, 4, 5, 6, & 14, Block 3, NCB 1726 located at 211, 215 & 219 East Courtland Place and 2003 & 2011 McCullough Avenue. Staff and Zoning Commission recommend approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOTS 3, 4, 5, 6, & 14, BLOCK 3, NCB 1726 TO WIT: FROM "MF-33 AHOD" MULTI-FAMILY AIRPORT HAZARD OVERLAY DISTRICT, "MF-33 UC-5 AHOD" MULTI-FAMILY MAIN AVENUE/MCCULLOUGH AVENUE URBAN CORRIDOR AIRPORT HAZARD OVERLAY DISTRICT AND "C-3 UC-5 AHOD" GENERAL COMMERCIAL MAIN AVENUE/MCCULLOUGH AVENUE URBAN CORRIDOR AIRPORT HAZARD OVERLAY DISTRICT TO "IDZ AHOD" INFILL DEVELOPMENT ZONE AIRPORT HAZARD OVERLAY DISTRICT TO ALLOW DETACHED SINGLE-FAMILY RESIDENTIAL USES NOT TO EXCEED 20 UNITS PER ACRE AND "IDZ UC-5 AHOD" INFILL DEVELOPMENT ZONE MAIN AVENUE/MCCULLOUGH AVENUE URBAN CORRIDOR AIRPORT HAZARD OVERLAY DISTRICT TO ALLOW DETACHED SINGLE-FAMILY RESIDENTIAL USES NOT TO EXCEED 20 UNITS PER ACRE.

**2014-10-16-0813**

**Z-9.** ZONING CASE # Z2014178 S (District 4): An Ordinance amending the Zoning District Boundary from "R-6 AHOD" Residential Single-Family Airport Hazard Overlay District to "R-6 S AHOD" Residential Single-Family Airport Hazard Overlay District with a Specific Use Authorization for a HUD Code Manufactured Home on Lot 62, Block 4, NCB 15619 located on a portion of the 5200 Block of Fedora Drive (also known as 5218 Fedora Drive). Staff and Zoning Commission recommend approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOT 62, BLOCK 4, NCB 15619 TO WIT: FROM "R-6 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "R-6 S AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT WITH A SPECIFIC USE AUTHORIZATION FOR A HUD CODE MANUFACTURED HOME PROVIDED ALL CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

**2014-10-16-0814**

- Z-10.** ZONING CASE # Z2014241 CD (District 5): An Ordinance amending the Zoning District Boundary from "C-2 AHOD" Commercial Airport Hazard Overlay District to "C-2 CD AHOD" Commercial Airport Hazard Overlay District with a Conditional Use for 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 Lots 9 and 10, Block 9, NCB 8297 located at 2836 Culebra Road. Staff and Zoning Commission recommend approval

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOTS 9 AND 10, BLOCK 9, NCB 8297 TO WIT: FROM "C-2 AHOD" 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.

**2014-10-16-0815**

- Z-11.** ZONING CASE # Z2014249 (District 7): An Ordinance amending the Zoning District Boundary from "C-2 NCD-8 AHOD" Commercial Woodlawn Lake Area Neighborhood Conservation Airport Hazard Overlay District to "R-4 NCD-8 AHOD" Residential Single-Family Woodlawn Lake Area Neighborhood Conservation Airport Hazard Overlay District on Lot 13, NCB 6920 located at 1902 Cincinnati Avenue. Staff and Zoning Commission recommend approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOT 13, NCB 6920 TO WIT: FROM "C-2 NCD-8 AHOD" COMMERCIAL WOODLAWN LAKE AREA NEIGHBORHOOD CONSERVATION AIRPORT HAZARD OVERLAY DISTRICT TO "R-4 NCD-8 AHOD" RESIDENTIAL SINGLE-FAMILY WOODLAWN LAKE AREA NEIGHBORHOOD CONSERVATION AIRPORT HAZARD OVERLAY DISTRICT.

**2014-10-16-0817**

- Z-13.** ZONING CASE # Z2014248 (District 10): An Ordinance amending the Zoning
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District Boundary from "I-1 AHOD" General Industrial Airport Hazard Overlay District to "C-2 AHOD" Commercial Airport Hazard Overlay District on Lots 1 and 6, Block 1, NCB 16617 located at 8916 Perrin Beitel & 4203 Center Gate 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: LOTS 1 AND 6, BLOCK 1, NCB 16617 TO WIT: FROM "I-1 AHOD" GENERAL INDUSTRIAL AIRPORT HAZARD OVERLAY DISTRICT TO "C-2 AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT.

### **CONSENT ZONING CONCLUDED**

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

The City Clerk read the caption for Item 24:

#### **2014-10-16-0804**

24. An Ordinance waiving the requirements of Sections 4-6(c), 4-6(d)(1), 4-6(d)(6) and 4-6(e)(1) of the City Code and authorizing the sale of alcoholic beverages on Lot 1, Block 61, NCB 18534 and Parcel 8, NCB 17636, located along the 7000 Block of West Loop 1604 North, for off-premise consumption within three-hundred (300) feet of WZ Burke Elementary School, a Northside Independent School District public educational institution located in Council District 6.

John Jacks presented Item 24 and stated that staff recommended approval of the alcohol variance with the following conditions: 1) This authorization shall apply only to the proposed Grocery/Retail Store and not transfer to different land uses; and 2) This authorization shall terminate in the event of non-operation or non-use for a period of twelve or more successive calendar months. He noted that the Ordinance would only waive a portion of 4-6(e)(1).

Councilmember Lopez stated that he had met with the Superintendent of Northside ISD and they were in support of the request.

Councilmember Lopez moved to adopt the proposed Ordinance as recommended by staff. Councilmember Medina seconded the motion. The motion prevailed by the following vote:

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

**Absent:** 2 - Mayor Taylor and Saldaña

The City Clerk read the caption for Item 25:

**2014-10-16-0805**

25. An Ordinance waiving the requirements of Sections, 4-6(c)(1), 4-6(c)(2), 4-6(c)(3) and 4-6(d)(1) of the City Code and authorizing the sale of alcoholic beverages at 1017 North Flores Street, Suite 100, for on-premise consumption within three-hundred (300) feet of the Stephen F. Austin Academy, a San Antonio Independent School District public educational institution, located in Council District 1.

John Jacks presented Item 25 and stated that staff recommended approval of the alcohol variance with the following conditions: 1) This authorization shall apply only to the proposed Food Service Establishment and not transfer to different land uses; and 2) This authorization shall terminate in the event of non-operation or non-use for a period of twelve or more successive calendar months.

Mayor Pro Tem Nirenberg called upon Mr. Darin Darby to speak.

Mr. Darin Darby of the Law Office of Escamilla and Poneck stated that he was representing the SAISD Stephen F. Austin Academy and Ms. Noemi Davila, Principal, in opposition to the request. He noted that they were concerned with the proximity of alcohol sales to the Academy which served children ages 5-13.

Councilmember Bernal thanked Principal Davila for being present. He spoke of his work in trying to keep the school open noting that many of the children that attend the school do not live in the area. He stated that the restaurant requesting the variance would not have more than 30% of their sales attributed to alcohol. He noted that there was another restaurant nearby that already sold beer and was struggling with the issue of fairness. Mr. Darby stated that the majority of the children at the school lived in the surrounding area. Councilmember Bernal stated that there was a combination of those that lived nearby and that came from outside the attendance zone and was trying not to let the school close after Year 2016. Mr. Darby stated that they would like to be on record opposed to the request. Councilmember Bernal stated that today there would be a meeting on how to keep the school open and that he was pleased that there had been no negative impact due to the other restaurant currently operating and selling alcohol.

Councilmember Bernal moved to adopt the proposed Ordinance as recommended by staff. Councilmember Viagran seconded the motion. The motion prevailed by the following vote:

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

**Absent:** 2 - Mayor Taylor and Saldaña

**CONTINUED TO NOVEMBER 6, 2014**

**Z-7.** ZONING CASE # Z2014226 (District 3): An Ordinance amending the Zoning District Boundary from "RM-4" Residential Mixed District to "R-5" Residential Single-Family District on 9.064 acres out of NCB 10847 located on portions of the 8800 - 8900 Blocks of Southeast Loop 410. Staff and Zoning Commission recommend approval.

John Jacks presented Item Z-7 and stated that staff and the Zoning Commission recommended approval. He reported that of 16 notices mailed; four were returned in favor and none were received in opposition.

Councilmember Viagran moved to continue Item Z-7 until November 6, 2014. Councilmember Gallagher seconded the motion. The motion prevailed by the following vote:

**Aye:** 8 - Toney, Viagran, Gonzales, Lopez, Medina, Nirenberg, Krier and Gallagher

**Absent:** 3 - Mayor Taylor, Bernal and Saldaña

**2014-10-16-0812**

**Z-8.** ZONING CASE # Z2014182 (District 3): An Ordinance amending the Zoning District Boundary from "I-1 AHOD" General Industrial Airport Hazard Overlay District and "MF-33 AHOD" Multi-Family Airport Hazard Overlay District to "C-2 AHOD" Commercial Airport Hazard Overlay District on Lot 116, NCB 9483 located at 2804 and 2812 Pleasanton Road. Staff and Zoning Commission recommend approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOT 116, NCB 9483 TO WIT: FROM "I-1 AHOD" GENERAL INDUSTRIAL AIRPORT HAZARD OVERLAY DISTRICT AND "MF-33 AHOD" MULTI-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "C-2NA AHOD" COMMERCIAL NONALCOHOLIC SALES AIRPORT HAZARD OVERLAY DISTRICT.

John Jacks presented Item Z-8 and stated that staff and the Zoning Commission recommended approval. He reported that of 22 notices mailed; none were received in favor or in opposition.

Councilmember Viagran moved to adopt the proposed Ordinance with a C2 NA AHOD Designation. Councilmember Toney seconded the motion. The motion prevailed by the following vote:

**Aye:** 8 - Toney, Viagran, Saldaña, Lopez, Medina, Nirenberg, Krier and Gallagher

**Absent:** 3 - Mayor Taylor, Bernal and Gonzales

#### 2014-10-16-0816

**Z-12. ZONING CASE # Z2014170 ERZD (District 8):** An Ordinance amending the Zoning District Boundary from "C-3 ERZD" General Commercial Edwards Recharge Zone District to "MF-18 ERZD" Limited Density Multi-Family Edwards Recharge Zone District on 17.626 acres out of NCB 14867 located on a portion of the 8600 and 8700 Blocks of North Loop 1604 West. Staff and Zoning Commission recommend approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: 17.626 ACRES OUT OF NCB 14867 TO WIT: FROM "C-3 ERZD" GENERAL COMMERCIAL EDWARDS RECHARGE ZONE DISTRICT TO "MF-18 ERZD" LIMITED DENSITY MULTI-FAMILY EDWARDS RECHARGE ZONE DISTRICT.

John Jacks presented Item Z-12 and stated that staff and the Zoning Commission recommended approval with SAWS recommended conditions.

Mayor Pro Tem Nirenberg recognized the individuals that worked on the zoning case and thanked the Developer for the concessions made.

Councilmember Krier moved to adopt the proposed Ordinance with the SAWS recommended conditions. Councilmember Gallagher seconded the motion. The motion prevailed by the following vote:

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

**Absent:** 2 - Mayor Taylor and Saldaña

**ADJOURNMENT**

There being no further discussion, Mayor Pro Tem Nirenberg adjourned the meeting at 2:23 pm.

APPROVED



IVY R. TAYLOR  
MAYOR

ATTEST:



LETICIA M. VACEK, TRMC/MMC  
CITY CLERK