State of Texas
County of Bexar
City of San Antonio

FINAL

Meeting Minutes

City Council A Session

City Hall Complex
105 Main Plaza
San Antonio, Texas 78205

Thursday, May 12, 2016 | **9:00 AM** | **Municipal Plaza Building**

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

PRESENT: 10 - Mayor Taylor, Treviño, Warrick, Viagran, Saldaña, Gonzales, Lopez, Nirenberg, Krier and Gallagher

ABSENT: 1 - Medina

Mrs. Vacek announced that Councilmember Medina was on Military Duty.

1. The Invocation was delivered by Reverend Paul Gaedke, Associate Pastor, San Pedro Presbyterian 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 City Council Meetings of April 6 - 7, 2016

Councilmember Warrick moved to approve the Minutes for the Regular City Council Meetings of April 6-7, 2016. Councilmember Gallagher seconded the motion. The motion prevailed by the following vote:

AYE: 10 - Mayor Taylor, Treviño, Warrick, Viagran, Saldaña, Gonzales, Lopez, Nirenberg, Krier and Gallagher

ABSENT: 1 - Medina

POINT OF PERSONAL PRIVILEGE

Councilmember Lopez recognized the Sister City of Kumamoto, Japan and noted that they had experienced a series of catastrophic earthquakes in April. He stated that 17 Local Organizations had come together under the leadership of the International Relations Office and the Japan-America Society of San Antonio (JASSA) to raise awareness and funds for the people of Kumamoto. He called upon Martha Fabrique, President of JASSA. Ms. Fabrique thanked the City Council for the recognition and stated that they would be working with various local organizations to send relief funds for victims and survivors in Kumamoto. She noted that their efforts would continue until December 2016 and thanked everyone for their generosity. She recognized Miruki Higashi, a Kumamoto Exchange Student at St. Anthony Catholic High School. Ms. Higashi stated that her family and friends were greatly affected by the earthquakes and were grateful for the funding for rescue and recovery efforts.

Mr. David Crouch, Vice-President of Administration of Toyota Motor Manufacturing Texas thanked the City Council for the recognition and stated that he was pleased to present the first corporate contribution in the amount of $25,000 to the Kumamoto Relief Fund.

Mayor Taylor and the City Councilmembers expressed their support for the fundraising efforts and thanked Toyota for their donation.

CONSENT AGENDA ITEMS

Mayor Taylor noted that Item 8 was pulled from the agenda by staff. Items 9, 13, and 20 were pulled for Individual Consideration. Councilmember Warrick moved to approve the remaining Consent Agenda Items. Councilmember Treviño seconded the motion.

Faris Hodge, Jr. submitted written testimony in favor of Items 4-6, 8-11, 13-17, 19, and 20.

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

AYE: 10 - Mayor Taylor, Treviño, Warrick, Viagran, Saldaña, Gonzales, Lopez, Nirenberg, Krier and Gallagher

ABSENT: 1 - Medina

2016-05-12-0334

4. An Ordinance accepting the bids from Mission Golf Cars and Ewald Kubota Tractor to provide six additional and two replacement light utility vehicles to the City's Parks & Recreation, Center City & Operations, and Aviation Departments for a total cost of $76,128.76, funded from the General Fund and the Parking and Airport Operations & Maintenance Funds. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Director, Finance]

2016-05-12-0335

5. An Ordinance authorizing the following contracts establishing unit prices for goods and services for an estimated annual cost of $265,000.00: (A) AWE, Inc. dba Advanced Workstations in Education for early literacy stations & accessories (B) Automated Logic Corporation for building automation system maintenance for various facilities, and (C) Zoll Medical Corporation for Zoll AED defibrillators & accessories. [Ben Gorzell, Chief Financial Officer; Troy Elliott, Director, Finance]

2016-05-12-0336

6. An Ordinance authorizing a Job Order Contract with Kencon Constructors in an amount not to exceed $157,983.45 for the FY 2016 Municipal Retrofits Project, a FY 2016 Energy Efficiency Funds funded project, for providing energy efficient retrofits for City owned facilities located in Council Districts 3, 4, and 5. [Peter Zanoni, Deputy City Manager; Douglas Melnick, Director, Office of Sustainability]

2016-05-12-0337

7. An Ordinance for the Japanese Tea Garden Improvement Project authorizing a task order to a Job Order Contract with The Sabinal Group, in an amount not to exceed $165,436.08, a 2012-2017 Bond Project, located in Council District 2. [Peter Zanoni, Deputy City Manager; Mike Frisbie, Director, Transportation & Capital Improvements]

PULLED FROM THE AGENDA BY STAFF

8. An Ordinance declaring as surplus the property commonly known as The German-English School, located at 421 South Alamo in Council District 1, and authorizing its sale to HH San Antonio LLC for $1,900,000.00. [Lori Houston, Assistant City Manager; John Jacks, Interim Director, Center City Development &

Operations]

2016-05-12-0339

10. An Ordinance authorizing a lease agreement with Clayton Aircraft Services, LLC for Building 612/Hangar 8 and 5,800 square feet of ground space at Stinson Municipal Airport and generating $5,821.80 in annual revenue. [Carlos R. Contreras, Assistant City Manager; Noel T. Jones, Director, Aviation]

2016-05-12-0340

11. An Ordinance authorizing an Amendment to the River Walk patio lease agreement with R & D Brands Inc. d/b/a Bella on the River to extend the lease term through May 31, 2021. [Lori Houston, Assistant City Manager; John Jacks, Interim Director, Center City Development & Operations]

12. Consideration of the following Board, Commission and Committee appointments for the remainder of unexpired terms of office to expire May 31, 2017, 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 Geraldine J. Garcia (District 5) to the Mayor's Commission on the Status of Women.

B) Reappointing Valeria Hernandez (District 5) to the San Antonio Arts Commission.

2016-05-12-0342

14. An Ordinance approving the Financial Underwriter Syndicate selected from the Financial Underwriting Pool for financings of General Improvement and Refunding Bonds, Series 2016, Combination Tax and Revenue Certificates of Obligation, Series 2016, and Tax Notes, Series 2016. [Ben Gorzell, Jr., Chief Financial Officer; Troy Elliott, Director of Finance]

2016-05-12-0343

15. An Ordinance authorizing and approving publication of Notice of Intention to issue City of San Antonio, Texas Combination Tax and Revenue Certificates of Obligation in one or more series in a maximum aggregate principal amount not to exceed $125,000,000; and providing for an effective date. [Ben Gorzell, Chief Financial Officer, Troy Elliott, Director, Finance]

2016-05-12-0344

16. An Ordinance authorizing the final extension of a contract with Tri-Starr Personnel, LLC to provide medical staffing at the San Antonio Fire Department Wellness Center through September 30, 2017 in an amount not to exceed $300,000.00. [Erik J. Walsh, Deputy City Manager; Charles N. Hood, Fire Chief]

2016-05-12-0345

17. An Ordinance authorizing an agreement with The Evolvers Group, L.P. for professional healthcare services for the Metropolitan Heath District's STD/HIV Health Program for a total amount not to exceed $50,000.00 for an initial term ending September 30, 2016 and three optional one year renewals. [Erik Walsh, Deputy City Manager; Dr. Vincent R. Nathan, Director, Health]

2016-05-12-0346

18. An Ordinance authorizing the acceptance of the FY 2016 Digital Inclusion Fellowship award in the amount of $59,836.00 for the period of July 18, 2016 to July 17, 2017 granted by Nonprofit Technology Network to increase digital literacy. [Maria Villagomez, Assistant City Manager; Ramiro Salazar, Director, San Antonio Public Library]

2016-05-12-0347

19. An Ordinance authorizing an amendment of a Professional Services Agreement in the amount of $620,000.00 and authorizes payment for $60,000.00 in contingency and $60,000.00 in required project fees from the 2015 Proposition 2 Sales Tax Initiative to Bain Medina Bain, Inc. in the total amount of $740,000.00 to provide design and construction administration for an additional 3.5-mile extension of the Howard W. Peak Greenway Trail System along Salado Creek from Loop 1604 to Eisenhower Park in Council District 9. [María D. Villagómez, Assistant City Manager; Janet A. Martin, Interim Director, Parks and Recreation]

CONSENT ITEMS CONCLUDED

ITEMS PULLED FOR INDIVIDUAL CONSIDERATION

City Clerk Vacek read the caption for Item 9:

2016-05-12-0338

9. An Ordinance authorizing a lease and concession agreement with Northwest Petroleum, LP for a gas station, convenience store and fast food restaurant at the San Antonio International Airport. [Carlos R. Contreras, Assistant City Manager; Noel T.

Jones, Director, Aviation]

Councilmember Treviño noted that said item had been discussed at the Economic and Human Development City Council Committee Meeting and asked for a brief presentation. Tom Jones, Director of Aviation, presented background information and stated that said item had also been presented to the Audit City Council Committee. He noted that the contract would help raise Non-Airport Revenue and provide a valued customer service enhancement. He presented the site plan and design and added that the Federal Aviation Administration (FAA) would have to approve the agreement before it was awarded. Councilmember Treviño noted that the drawings were included in the contract and that it would impact the front entrance to the Airport. He stated that the City had made a significant investment on signage and that the final design concept should be approved by the City Council. Mr. Jones stated that they would work with the Councilmember relating to the impact of the entrance and signage.

Councilmember Treviño moved to approve the lease subject to future City Council approval of the design. Councilmember Krier seconded the motion.

Councilmember Krier stated that the Airport is a City-Wide Asset and concurred with the importance of the front entrance to the Airport. He noted that he was also concerned with Gas Station Signage and would like to ensure that the first impression for visitors was pleasant and impressive.

Councilmember Viagran suggested that moving forward; staff present design elements at the City Council Committee Level. She asked for clarification if the item would come back to City Council for design approval. Councilmember Treviño stated that the lease would be approved today but the design would have to come back for approval.

Councilmember Gallagher asked if Councilmember Treviño could work with staff on the design to avoid having to come back to vote on same. He asked how the Gas Station would be accessed. Mr. Jones stated that there would be signage and hoped it would be visible from Loop 410. Councilmember Gallagher noted that it was a good idea to move the Cell Phone Lot near the site plan area. He added that he did not want to delay the project due to design approval and asked that Councilmember Treviño work with Airport Staff on same in order not to have to bring said item back to Council.

Councilmember Nirenberg asked if the 2% Concession Revenue Sharing was standard in the Industry. Mr. Jones confirmed that it was standard. Councilmember Nirenberg asked if there were written design standards for the Airport. Mr. Jones replied that there were design standards to include landscaping standards that the City enforces.

Councilmember Treviño stated that they should be very clear about what the City is getting and that there was not enough information to ensure that at this time.

The motion with the condition that the design be brought to City Council for approval prevailed by the following vote:

AYE: 7 - Mayor Taylor, Treviño, Warrick, Saldaña, Gonzales, Nirenberg and Krier

NAY: 1 - Gallagher

ABSENT: 2 - Lopez and Medina

ABSTAIN: 1 - Viagran

City Clerk Vacek read the caption for Item 13:

2016-05-12-0341

13. An Ordinance amending the FY 2016 Annual Operating Budget based on actual revenues and expenditures for the first six months of FY 2016 (October 2015 to March 2016) and projections for the remaining six months of FY 2016 (April 2016 to September 2016) in the General Fund and various Restricted Funds and authorizing positions. [María Villagómez, Assistant City Manager; John Woodruff, Director, Management and Budget]

Maria Villagomez provided the City Council with the Proposed Mid-Year Budget Amendments to the FY 2016 Budget.

Mayor Taylor called upon the citizens registered to speak.

Dr. Christine Drennon, Tony Hargrove, and Juan Garcia spoke in favor of the city reimbursing the Ella Austin Community Center Board for HVAC and Plumbing Repairs. Dr. Drennon spoke of the services they offer to the community and noted that they were working on short and long-term plans for the agency. However, they were in a deficit in part due to the maintenance of the building. Mr. Hargrove noted that they were thankful for the help they had received from the city thus far; however, they were in need of Emergency Operating Funds to continue services to children and families in the community. A community member spoke of the services that they have utilized at Ella Austin and commended them for their work. She asked the City Council to approve their request for funding.

Kelly Walls spoke in opposition to the funding recommended for SA Pets Alive (SAPA) and asked that the vote on same be delayed. She expressed concern that the agreement had not been made available for the public to review. Additionally, with the potential for dangerous animals to be adopted.

Councilmember Warrick asked if anything had changed from the previous day. Ms. Villagomez replied that they had added the reallocation of $200,000 of $400,000 in Certificates of Obligation allocated to the District 2 Bark Park Project and Midnight Basketball. She stated that they had also added $70,000 from the Facility Services Fund for the Ella Austin Community Center. Councilmember Warrick asked of the Facility Services Fund Ending Balance. Ms. Villagomez replied that there was less than $1 Million remaining which was approximately the same as last year. Councilmember Warrick asked of the dangerous dog issues referenced by Ms. Walls. Mr. Xavier Urrutia replied that they would follow up on same. Councilmember Warrick requested an update and spoke to the facility issues at the Ella Austin Community Center.

Councilmember Warrick moved to adopt the staff recommendations for Item 13. Councilmember Treviño seconded the motion.

Mayor Taylor provided perspective on the Ella Austin Community Center noting that there should be a larger scale plan for the future of the Center. She requested that they utilize the space for other activities and stated that there could be opportunities for revenue generation.

Councilmember Saldaña expressed support for the funding for the Ella Austin Community Center and asked if a Request for Proposals (RFP) similar to the one issued for the Plaza de Armas Facility could be utilized. Mrs. Sculley stated that the Plaza de Armas Facility was renovated through City Debt approved through the 2007 Bond Program. She noted that it was a different business model but could look at other Public/Private Partnerships for the Ella Austin Community Center. Councilmember Saldaña asked that staff perform a study regarding same. He spoke in support of the funding for SAPA and noted the importance of education and enforcement.

Councilmember Viagran asked the question of liability with regard to pets adopted out by SAPA. Martha Sepeda replied that the real question was if the city was protected. She noted that all funding agreements require insurance from the corporation or non-profit that receives city funds. She stated that they would also require them to indemnify the city and added that the city was self-insured. Councilmember Viagran asked if the RFP for the Adoption Center at Brackenridge Park would be approved today. Ms. Villagomez confirmed that they were recommending approval to issue an RFP for agencies interested in operating the Adoption Center at Brackenridge Park.

Councilmember Gonzales asked if SAPA utilized surveys from the people that foster animals. Mr. Tommy McNish, Chief Operating Officer of SAPA, stated that a Graduate Level Class at Incarnate Word was developing Organizational Surveys for them. Councilmember Gonzales asked of the policy regarding aggressive animals. Mr. McNish replied that their policy was in line with the City's Policy in which an animal that has bit someone is placed in quarantine at Animal Care Services (ACS). He noted that they were held there for a certain period of time to ensure there is no potential spread of disease. He stated that ACS will evaluate whether to release the animal back to SAPA or the owner, or to put the animal down if it is a risk to the community.

Councilmember Warrick confirmed that $197,000 would be used for the Contingency Fund. Ms. Villagomez replied that there would be a balance of $197,000 that could be used for unforeseen expenses for the remainder of the Fiscal Year.

Councilmember Gallagher recognized ACS Board Appointee Sallie Scott for her service and stated that he was pleased that there was a sustainable business and organizational model moving forward.

The motion to approve the staff recommendation prevailed by the following vote:

AYE: 9 - Mayor Taylor, Treviño, Warrick, Viagran, Saldaña, Gonzales, Nirenberg, Krier and Gallagher

ABSENT: 2 - Lopez and Medina

City Clerk Vacek read the caption for Item 20:

2016-05-12-0348

20. An Ordinance approving the Fiscal Year 2017 Budget in the amount of $40,618,127 for the Pre-K 4 SA program as adopted by the Pre-K 4 SA Board of Directors. [Peter Zanoni, Deputy City Manager; Kathy Bruck, CEO, Pre-K 4 SA]

Councilmember Treviño requested a presentation. Ms. Kathy Bruck presented an overview of the Pre-K 4 SA Program noting that their FY 2017 Budget totaled $47.6 Million. She stated that they will serve 2,000 four-year-olds in a high quality, full-day, Pre-K Program. She noted that they had 463 Employees and provided Competitive Grants totaling $4.2 Million. She mentioned that the Pre-K 4 SA Board of Directors had adopted the budget on April 5, 2016. She highlighted the positive results thus far, noting that they had completed a 2nd Year Independent Evaluation. She stated that by the end of the year, Pre-K 4 SA Students exceeded or met the national sample in each of the 6 Areas of Evaluation.

Ms. Bruck outlined the FY 2017 Adopted Budget by Program to include: 1) Pre-K 4 SA Education Center Services; 2) Facilities, Leases & Maintenance; 3) Competitive Grants; and 4) Professional Development. She stated that they would track student achievement to 3rd Grade, continue the Extended Day Program, and enhance Transportation Services and the Professional Development Program. She thanked the City Council for their continued support of Pre-K 4 SA.

Councilmember Treviño asked of the achievement with Wolf Trap. Ms. Bruck replied that Wolf Trap was a National Park for the Performing Arts and they had an institute for early education. She noted that four performing artists would work an 8-week residency with teachers in all different settings. She added that their focus would be on Science, Technology, Engineering, and Math (STEM) using their Art Form. Councilmember Treviño asked of the extended day and nutrition provided to students. Ms. Bruck replied that 60% of their students were served in the extended day program in which they stayed until 6:00 pm. She noted that students were provided breakfast, lunch, a snack, and also an additional snack for those attending the extended day portion. Councilmember Treviño asked of the impact of the lower sales taxes. Ms. Bruck replied that they were not being impacted at this time but would continue to monitor same.

Councilmember Nirenberg asked of the Fund Balance. Ms. Bruck replied that they carried it over year to year to utilize as necessary. Councilmember Nirenberg expressed support for Pre-K 4 SA and thanked everyone involved. He spoke of the great leadership and proven results and asked of the data regarding the 4-Year-Old Population in San Antonio. Ms. Bruck stated that they had difficulty gathering data on the children and had to request it from the State. She noted that it had taken six months to receive and that it only covered three-quarters of the children. She added that there would be more assessments for four and five-year-olds through House Bill 4. Councilmember Nirenberg asked of the Competitive Grants. Ms. Bruck stated that they were requiring those that received grants to submit quarterly financial and progress reports.

Councilmember Warrick asked if there were similar reviews for the Head Start Program. Mrs. Sculley stated that she did not know if it was at the same level of specificity as Pre-K 4 SA. Councilmember Warrick asked if Head Start Teachers were being trained through Pre-K 4 SA. Ms. Bruck replied that they were. Councilmember Warrick spoke of the importance of training family members that may be taking care of the children. He also noted the need for a Summer Enrichment Program between Pre-K and Kindergarten.

Councilmember Gallagher thanked everyone for their work. He asked of the potential for the State to provide funding to the School Districts to offer the Pre-K Services that the city

currently offers. Ms. Bruck replied that it would be challenging as the current funding was already spread very thin. Mr. Peter Zanoni added that $65 Million was being provided for the entire State of Texas, while Pre-K 4 SA had a budget of $47 Million.

Councilmember Krier stated that he concurred with Councilmember Gallagher regarding the State providing funding to the School Districts to provide Pre-K Services. He asked of the accountability and measurement tied to Pre-K Legislation. Ms. Bruck replied that it applied to public schools and charter schools and they were required to assess Kinder Entry, as well as Second and Third Grade. She stated that it was only a Literacy Assessment and did not include Math and Science. Councilmember Krier stated that the Intergovernmental Relations Staffwould be meeting in Austin to begin working on the Legislative Agenda.

Councilmember Gonzales thanked everyone for their work and stated that she was pleased with the great amount of parental engagement. She added that she hoped to continue to expand the program and offer services to more students.

Councilmember Lopez thanked everyone for their work and stated that he was pleased with the great results thus far.

Mayor Taylor thanked everyone for their work and stated that they were making a great impact in the community.

Councilmember Treviño moved to adopt the proposed Ordinance for Item 20. Councilmember Nirenberg seconded the motion. The motion prevailed by the following vote:

AYE: 7 - Mayor Taylor, Treviño, Warrick, Gonzales, Lopez, Krier and Gallagher

ABSENT: 4 - Viagran, Saldaña, Medina and Nirenberg

21. City Manager's Report
A. VITA Update
B. Library Update

There City Manager did not provide a report.

ADJOURNMENT

There being no further discussion, Mayor Taylor adjourned the meeting at 12:00 pm.

APPROVED

IVY R. TAYLOR
MAYOR

ATTEST:
LETICIA M. VACEK, TRMC/CMC/MMC
CITY CLERK