

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

A BUDGET WORK SESSION AND REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SAN ANTONIO WERE HELD IN THE MUNICIPAL PLAZA BUILDING, WEDNESDAY, AUGUST 14, 2013, AND THURSDAY, AUGUST 15, 2013, RESPECTIVELY.

The San Antonio City Council convened in a Budget Work Session at 2:00 pm Wednesday, **August 14, 2013**, Municipal Plaza Building, with the following Councilmembers present: Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **ABSENT:** None.

1. STAFF PRESENTATION ON THE FY 2014 PROPOSED BUDGET FOCUSING ON, BUT NOT LIMITED TO, THE FOLLOWING CITY DEPARTMENTS:

A. PARKS AND RECREATION

Xavier Urrutia provided an overview of the Parks and Recreation Department. He highlighted FY 2013 Accomplishments and stated that they had received the Statewide Arts & Humanities and Park Design Excellence Awards from the Texas Recreation and Park Society. He spoke of the programs that promote fitness and a healthy lifestyle to include Fitness in the Park and the SA Fit Pass Program. He reported that they are providing Recycling in 100% of City Parks and implemented a Pilot Program for Solar-Powered Trash Compactors. He outlined the Performance Measures for FY 2013 and noted that they completed 174 Playground Inspections and will complete 181 Inspections in FY 2014. He spoke of their Goals and Objectives for FY 2014 in which they will improve department efficiency and effectiveness through reorganization. He indicated that they will expand resources through community partnerships and programs, as well as expand the Trail Steward Program. He added that they would continue to focus on maintenance as the highest priority.

Mr. Urrutia presented a Department Budget History and Position History from 2006 to 2014 and mentioned that positions had decreased significantly. He outlined the FY 2014 Budget totaling \$58.9 million. He reported that in addition to the General Fund, the Parks Department manages the 2005 Sales Tax Venue, 2010 Sales Tax Venue, Tree Mitigation and Canopy Funds, and City Cemeteries. He highlighted the proposed efficiencies and service modifications to include developing programming for all Regular Community Centers through the elimination of eight full-time vacant positions. He reported that staff would realign sanitation to meet service requirements and will eliminate 17 vacant positions. He noted that all city pools would be open Friday through Sunday but would open six pools on Monday through Thursday. He stated that they would close 10 underutilized Open Play Centers and that participants would be redirected to Full Service Centers in close proximity. He added that they would reduce operating funds targeted for park renovations which would continue through capital funding for specific projects as available.

Mr. Urrutia outlined FY 2014 Proposed Enhancements in which the Trail Steward Program will be expanded. He explained that Trail Stewards provide non-law enforcement assistance along linear greenway trails and would allow Park Police to focus on law enforcement. He stated that \$150,000 would be allocated to establish the Woodard Community Center as a Full Service Center. He noted that \$295,000 in operating costs would be allocated for Park Acquisition and Development Maintenance. Additionally, \$41,436 would be used for Linear Greenway Trail Development Maintenance. He

reported that \$858,395 in Revenue Enhancements were proposed for FY 2014 to include new and increased fees for Facility Rentals and Program Participation. He spoke of the Summer Youth Program in which the fees would be increased for the first child enrolled in the program and discounted rates would be provided for additional children. He outlined three options for Parks Dedicated Funding: 1) Establish a \$1 dollar monthly Park Maintenance Fee added to the Environmental Fee; 2) In FY 2015, dedicate all or a portion of the Parks Venue Tax; and 3) Full cost recovery for all recreational activities. He concluded by noting that there would be no elimination of services and that parks maintenance would be sustained.

Mayor Castro thanked staff for the presentation and asked of the Summer Youth Program. Mr. Urrutia replied that they were aligning the fee structure with the Pre-K 4 SA Initiative and proposing to utilize a 175% Federal Poverty Level (FPL) for reduced fees. He noted that the maximum that could be charged to a family that met the 175% FPL and below was \$60. He added that 94% of participants qualified for the reduced rate. Mayor Castro asked that staff adjust to the 185% FPL utilized by Pre-K 4 SA. Mr. Urrutia confirmed they would adjust the rate. Mayor Castro asked of the City Pools. Mr. Urrutia replied that all pools are currently open Tuesday through Sunday and staff was recommending that they be open seven days but only open six pools from Monday through Thursday.

Councilmember Saldaña expressed concern with the closure of 10 Open Play Centers. Mr. Urrutia reported that the average attendance of the Open Play Centers was 41 Individuals compared to 81 Individuals at the Full Service Centers. He stated that they would focus on youth activities at Full Service Centers and were looking to increase the use of those sites. Councilmember Saldaña asked of the staffing needed at the Open Play Centers. Mr. Urrutia replied that there was minimal staffing but could save \$547,498 by reducing two Full-Time and 16 Part-Time Positions. Councilmember Saldaña spoke of the potential for partnerships such as the SPARK Program. Mr. Urrutia noted that there were no funds allocated for new SPARK Projects in FY 2014. He indicated that the cost to operate a SPARK Program varied and averaged \$50,000.

Councilmember Lopez asked of the future of the SPARK Program. Mr. Urrutia replied that they would engage the School Districts and other partners to continue the program. Councilmember Lopez asked how wellness community initiatives would be supplanted due to the many cuts. Mr. Urrutia responded that they worked with the Mayor's Fitness Council, San Antonio Sports, and the YMCA and would continue to identify partnership opportunities. Councilmember Lopez asked of the organized programs that could be affected at City Pools. Mr. Urrutia replied that they would not be affected and would operate as usual. Councilmember Lopez asked of the Trail Steward Program. Mr. Urrutia replied that Trail Stewards bicycle along the trails and provide staff presence. He stated that they are equipped with a cell phone and are trained to provide First Aid. Councilmember Lopez expressed concern with the increase in Summer Youth Program Fees.

Councilmember Medina asked of any reductions to Park Police. Mr. Urrutia confirmed that there were no cuts related to Park Police. Councilmember Medina asked of the use of Solar Compactors. Mr. Urrutia replied that they had a Pilot Program which allowed them to provide maintenance less frequently. Councilmember Medina asked of the list of Open Play Centers that would be closed. Mr. Urrutia stated that they would provide that information and that Woodlawn Lake would not be affected. Councilmember Medina asked if Parks Staff cleaned debris in the Lake. Mr. Urrutia replied that it was the responsibility of the Parks Department but coordinated with Public Works.

Councilmember Gonzales stated that she was pleased with the Fitness in the Parks Activities. She asked if Parks Staff was responsible for maintaining the creekways. Mr. Urrutia replied that creek mowing was provided by the Public Works Department and that Parks Staff maintained the areas outside of the creeks. He noted that mowing was contracted out. Councilmember Gonzales asked of the extended pool season. Mr. Urrutia responded that there were four regional pools that remained open until mid-October and offered lap swimming. He noted that there would be no impact to this service. Councilmember Gonzales stated that there could be more attendance at Open Play Centers if there was additional programming. Mr. Urrutia stated that they used a two-tier system to determine reductions and they believed that they should focus their efforts on Full Service Centers. Councilmember Gonzales asked if volunteers could be used in other areas such as City Pools. Mr. Urrutia replied that they would look into same.

Councilmember Taylor thanked staff for stretching their resources but expressed concern with the closure of Open Play Centers. She asked how centers were identified as Open Play or Full Service Centers and stated that she would like to have further discussion on the future of the Centers. She expressed concern with access to Full Service Centers and Pools since many residents walked to the current facilities. She spoke of the potential issues with the Summer Youth Program due to increased costs and asked of the Park Police Budget. Mr. Urrutia replied that it was included in the Parks and Recreation Department Budget. Councilmember Taylor spoke to the great impact that parks provide toward neighborhood revitalization.

Councilmember Soules mentioned the many challenges within the Parks Department and asked of the Park Police Budget. Mr. Urrutia replied that it was \$11 million in FY 2014. Erik Walsh stated that there were 136 Park Police Officers in 2006 and currently there are 152 Park Police Officers. Councilmember Soules stated that expenses had increased over the past eight years and now had less to spend on other things. He spoke of the need to identify dedicated funding sources for the Parks Department. He stated that he was pleased with the work of the Trail Stewards and noted that he would be highlighting their work in the District 10 Newsletter.

Mrs. Sculley made note of the three potential dedicated funding options. Mayor Castro stated that he could support a dedicated revenue stream that was well-thought out and distributed among the city. Councilmember Soules stated that Parks and Recreation Department Assets should not be included in the General Fund. He added that there should be a way to fund Parks through a dedicated fund and have it grow. He added that he would like to further discuss the potential to use the Parks Venue Tax.

Councilmember Chan asked of the Dedicated Funding Options. Mr. Urrutia replied that they could establish a \$1 dollar monthly Park Maintenance Fee added to the current Environmental Fee. He stated that they could dedicate the Parks Venue Tax to Parks rather than purchase land within the Edwards Aquifer Protection Program. Councilmember Chan stated that she was not opposed to either option but would like to be specific about how the funds will be used. She asked of the third option. Mr. Urrutia replied that they would increase the fees for recreational activities and not subsidize as much of the program. Councilmember Chan stated that she did not support the third option. She stated that she would like to identify opportunities to support the SPARK Program.

Councilmember Viagran stated that she would be open to the establishment of a \$1 dollar monthly Park Maintenance Fee. She asked of the FitPass Program. Mr. Urrutia replied that it was a game in which prizes were awarded to people that attended fitness programs which were tracked by a "Passport." Councilmember Viagran asked of the participation in the program. Mr. Urrutia replied that they had

provided 2,200 stamps and distributed 5,500 "Passports." Councilmember Viagran asked of the hours of the Open Play Centers. Mr. Urrutia replied that they varied but were usually open from 3:00-9:00 pm. Councilmember Viagran asked of the impact to the Neighborhood Associations. Mr. Urrutia replied that there were three Neighborhood Associations that used the facilities on a regular basis and staff would work with them to ensure they were not impacted. Councilmember Viagran asked the last time fees were increased. Mr. Urrutia replied that it had been 2-3 years since participation fees were increased.

Councilmember Nirenberg spoke of the importance of Parks to the city and stated that he was supportive of identifying a dedicated funding stream. He cautioned the use of Edwards Aquifer Protection Program Funds. He asked of the amount of staff needed for Open Play Centers. Mr. Urrutia replied that one person must be on-site at all times.

Councilmember Bernal stated that a dedicated fund must be implemented in coordination with other funding sources. He noted that they would like to do more and not cut funding for the Aquifer Protection Program. He indicated that he would like to understand the closure of the one Open Play Center in District 1.

Mayor Castro thanked staff for the presentation.

B. CODE ENFORCEMENT SERVICES

Rod Sanchez presented the FY 2014 Code Enforcement Proposed Budget. He stated that the Code Enforcement Division of the Development Services Department was responsible for addressing: 1) Minimum Building and Property Maintenance; 2) Dangerous Structures; 3) Zoning/Unified Development Code Requirements; 4) Working Without a Building Permit; 5) No Certificate of Occupancy; 6) Graffiti Abatement; and 7) Building Standards Board Support. He highlighted FY 2013 Accomplishments that include implementation of a Code Improvement Plan which helped achieve quicker compliance. He spoke of the Key Health and Safety Issues as well as Licensing and Inspections that had been addressed. He reported that they had increased the pro-activity of Code Officers from 18% to 63% and increased Bandit Sign Removal by 90%. He mentioned the Neighborhood Code Enforcement Task Force created to improve Customer Service.

Mr. Sanchez reported that the City Council had approved a Boarding Homes Ordinance in December 2012 that created a Boarding Homes Registration and Permitting Program. He stated that it had been a collaborative process that included input from the community and key stakeholders. He noted that since becoming effective in March 2013, inspected Boarding Homes are safer. He recommended eliminating a Combination Inspector Position due to less activity than anticipated and reducing the Resident Relocation Budget by \$100,000. He outlined staff efforts on Graffiti Abatement noting that 19 positions were dedicated to address graffiti. He stated that they had increased their focus on utilizing volunteers and restitutioners. He spoke of the Graffiti Improvement Plan that involves proactively abating graffiti on CPS Infrastructure and redirecting existing Graffiti Camera Monitoring Staff to Graffiti Abatement.

Mr. Sanchez outlined the Code Enforcement Services Budget History from FY 2006 to present and proposed a budget of \$11.5 million for FY 2014. He reported that 31 Code Enforcement Officers have been added since FY 2006 and that there were no service reductions proposed for FY 2014. He noted that they would reduce various line items within the budget totaling \$114,000. He stated that they would achieve faster compliance in FY 2014 by maximizing the use of the Administrative Hearing

Officer Program within Municipal Court. He reported that they would expand the Monthly Report Card and Quality Control Program to include all Administrative, Graffiti Abatement, and Building Standard Board Support Staff. He indicated that they would begin the process of replacing software for Hansen/ECCO which would be completed in 2016.

Mr. Sanchez provided information regarding the Absentee Property Owner Registration Proposed Ordinance. He indicated that Absentee Property Owners were 30% more likely to have a Code Violation and 70% more likely to have a lien placed on their property due to City Abatement and non-payment. He noted that Absentee Property Owners were often hard to track down and send proper legal notice due to inaccuracies in County Land Records. He reported that other cities have a form of Absentee or Rental Property Owner Registration Ordinance to assist Code Enforcement and help maintain safety and quality of life of neighborhoods. He spoke of the recommended Ordinance for San Antonio which would be applicable to one and two family dwellings only. He noted that Absentee Property Owners that receive multiple Code Violations within a 12-month period would have to register with the city. He stated that once an owner has the second violation, they must: 1) Provide and maintain accurate contact information to the city to ensure quick notification of Code Issues; and 2) Designate a local person/manager who resides in Bexar County and include the relevant contact information for the designated manager. Lastly, there would be an Annual Registration Fee of \$50 upon registering a property and that continued registration of the property would be required for two years after the latest Code Violation.

Councilmember Saldaña thanked staff for the presentation and commended the Code Officers for their work.

Councilmember Soules commended Mr. Sanchez for the work of the Code Compliance Division. He stated that he was pleased with the Administrative Hearing Officer Process that had been successful and asked of moving forward. Mr. Sanchez replied that they had turned it into a Civil Process and had achieved 87% compliance within two weeks. Councilmember Soules stated that they had previously handled the cases through a Criminal Process and was pleased that it was now a Civil Process. He noted that he looked forward to the expansion of the program.

Councilmember Taylor thanked staff for their work and asked them to continue to be innovative and impactful.

Councilmember Medina stated that he was pleased with the direction of the Code Compliance Division. He spoke of the challenges with graffiti and asked of the functions of Code Compliance Officers. Mr. Sanchez replied that they had looked at the duties of the Officers and potential items that could be addressed in coordination with other departments. He stated that they would have discussions with Animal Care Services (ACS) and the Solid Waste Department regarding potential partnerships.

Councilmember Viagran asked of the feedback received from Neighborhood Associations regarding proactive goals. Mr. Sanchez replied that they had received positive feedback from them and they had seen a positive impact. Councilmember Viagran asked of the options to assist Seniors regarding Code Violations. Mr. Sanchez responded that they work with agencies and recruit volunteers to assist with the work that needs to be accomplished. Councilmember Viagran asked of graffiti violations on private property. Mr. Michael Shannon stated that they cannot enforce private property owners to clean graffiti but offer to abate the graffiti free of cost.

Councilmember Saldaña stated that he looked forward to a day when the city was no longer addressing issues of absentee property owners. He noted that he was pleased with the outreach to the community and expressed appreciation for the efforts to clean graffiti in the community.

Councilmember Bernal spoke of the increased graffiti over the last six months in District 1 and stated that they had spent a great amount of time addressing same. He noted that Public Art such as murals could address graffiti issues at a low cost.

Councilmember Gonzales commended the Code Enforcement Officer in District 5 for her work. She noted that although great strides had been made in regard to graffiti, there were still many to address.

Councilmember Chan commended the Development Services Department for their work and creativity in addressing issues. She asked of the Absentee Property Registration Program and why the San Antonio Board of Realtors was opposed. Mr. Sanchez replied that they were concerned with the city adding further regulations.

Mayor Castro thanked staff for the presentation.

C. ANIMAL CARE SERVICES

Kathy Davis presented an overview of the Animal Care Services (ACS) Department noting that they operate six divisions. She reported that they respond to Call-for-Service Requests, enforce Animal Welfare Laws, and issue Permits and Licenses. Additionally, they investigate Animal Cruelty and Bite Cases, educate the community on Responsible Pet Ownership, and increase Community Spay/Neuter Services. She highlighted their satellite locations that include the Southside Auxiliary Shelter (Brooks Facility) and Satellite Cat Adoption Centers at three Petco Locations and One PetSmart Location.

Ms. Davis highlighted FY 2013 Accomplishments and reported that they had received the ASPCA \$100,000 Rachael Ray Challenge Award. She spoke to publications they had been featured in such as the Humane Society of the US and the Wall Street Journal. She outlined the community partnerships that had been established in FY 2012 and 2013 which helped increase animal capacity by 16% in FY 2012. She spoke of a new field strategy designed to provide a more structured, consistent, and responsive service which includes having a Violation Guide and Upgraded Dispatch System with GPS Tracking. She reported that in July 2012, 42% of calls were responded to within 24 hours and improved in July 2013 to 70% of calls responded to within 24 hours.

Ms. Davis indicated that over 17,000 In-House Spay/Neuter Surgeries were performed in FY 2013. She mentioned the Trap Neuter Return Program in partnership with Best Friends implemented in FY 2012 which spayed and neutered 6,734 community cats. She reported that the Live Release Rate for cats in June 2013 was 99%. She noted that pets could be licensed at ACS or online through the City and ACS Website. She spoke of the efforts to control the stray population which include a Comprehensive Neighborhood Sweeps Initiative. She noted that there were two Target Areas Remaining in Districts 2 and 5 which would be completed in August and September. She provided an overview of their efforts to increase the Live Release Rate and stated that they were three years ahead of schedule on the "No Kill" Strategy with their new approach.

Ms. Davis highlighted FY 2014 Initiatives noting that they would continue successful programs such as the Comprehensive Neighborhood Sweeps Initiative and Marketing Campaign. She indicated that they

would research and propose changes to the Chapter 5 Ordinance to modify the stray hold period, Licensing Program, and adopt a Civil Citation Process. She noted that adopting the Civil Citation Process would allow Animal Care Officers to spend more time in the field and hold owners accountable of the cost of impoundment. She reported that the Brackenridge Facility would open in October 2013 and would be operated by San Antonio Pets Alive and PetShots. She noted that the kennels at the Animal Defense League were in the design phase and would be operational in Fall 2014. She stated that they would renew the Brooks Shelter Lease and convert the facility to a Quarantine Facility. She noted that they would redirect all adoptable pets to the main facility for improved marketing and live release.

Ms. Davis provided a history of the ACS Budget from FY 2006 to present and stated that there had been an 83% increase between FY 2007 and FY 2013. She noted that in FY 2014, they would add \$224,401 to maintain operational levels and clinic supplies. She indicated that they would provide funding for maintenance and contract compliance at the Brackenridge Adoption and Clinic Facility. She stated that the County would provide enforcement services for unincorporated Bexar County areas which would result in reduced Bexar County Revenues and Expenses for ACS. She noted that this would eliminate three Vacant Animal Care Officer Positions. She mentioned that they proposed eliminating a Spay/Neuter Van and one Vacant Veterinary Technician Position. She spoke of the Micro-Chip Registration Fee in the amount of \$10 which would register micro-chips.

Mayor Castro thanked staff for the presentation and asked of the reduction of services to Bexar County. Ms. Davis replied that the County would provide enforcement services in unincorporated areas and would not affect city residents. Mayor Castro asked how more animals could be seen by the public and eventually adopted. Ms. Davis noted that they shuttled animals from the Brooks Facility twice per day and spoke of the work of community partners taking photos and sending them to Rescue Partners. She added that larger rescue partners transferred animals from the Brooks Facility to their campus and highlighted the 86% Live Release Rate. Mayor Castro stated that he was pleased that the Brooks Facility would be used as a Quarantine Facility.

Councilmember Saldaña stated that he was pleased with the work of ACS over the past few years. He spoke of the challenges with the homeless pet population and asked staff to continue to focus on that issue. He noted that he was pleased with the Comprehensive Neighborhood Sweeps Initiative and would like to use some Media Campaign Funds to better advertise the Sweeps.

Councilmember Medina commended staff for their work and asked if the Spay/Neuter Mobile Unit would be continued. Ms. Davis replied that they did not have the staffing resources but Spay/Neuter Vendors were interested in using it. She stated that the Vendors would pay for fuel, minor repairs, and necessary supplies and that the Attorney's Office was working on the contract. Councilmember Medina asked of the tracking of response times. Ms. Davis replied that 70% of calls were responded to within 24 hours and believed that response times would improve over the next few months. Councilmember Medina spoke of the work of volunteers. Ms. Davis replied that there were some volunteers that helped on a daily basis and some that assisted on a monthly basis. She stated that they used social media and their website to recruit additional volunteers.

Councilmember Gonzales spoke of the work of ACS and stated that she was pleased with the response time. She challenged staff to work on the marketing component so that the public is aware of the progress made by ACS.

Councilmember Nirenberg expressed concern with the Live Release Acceleration and asked of the Euthanasia Timeline. Ms. Davis replied that the Euthanasia Timeline remained the same. Councilmember Nirenberg requested that wording be added to ensure that the public is aware that the acceleration relates to Live Release and not Euthanasia. Ms. Davis confirmed that it was included.

Councilmember Viagran expressed concern with the enhanced enforcement proposed as part of the Strategic Plan. She spoke of the many dogs that are dumped and the stray dogs that are fed in the Parks. She added that she was pleased with the cleanliness of the Brooks Facility and would like to see it better marketed. She requested the Euthanasia Rate of the animals at Brooks compared to the other two campuses. Ms. Davis replied that they could not provide this information due to the transferring of animals among the facilities. Councilmember Viagran spoke of the importance of a marketing campaign and asked of the number of Temporary Staff and the average number of calls received daily. Ms. Davis replied that there were less than 10 Temporary Staff and the daily average number of calls was 224.

Councilmember Bernal asked a question on behalf of Councilmember Taylor regarding Spay/Neuter Funding specifically for Pit Bulls. Ms. Davis replied that a portion of their \$500,000 Spay/Neuter Budget would be targeted toward Pit Bulls.

Mayor Castro thanked staff for the presentation.

EXECUTIVE SESSION

The Executive Session was not held.

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

Mayor Castro recessed the meeting at 5:34 pm and announced that the meeting would resume at 6:00 pm for Citizens to be Heard.

CITIZENS TO BE HEARD

Mayor Pro Tem Bernal reconvened the meeting at 6:20 pm and called upon the individuals registered to speak.

Steve Pokorny addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. He stated that he did not believe it was necessary and was a violation of speech and religion.

Laurence Gonzalez addressed the City Council in favor of the proposed Non-Discrimination Ordinance.

Emmett Gonzalez stated that he was Transgender and in favor of the proposed Non-Discrimination Ordinance. He asked the City Council to trust the facts and vote for the Ordinance.

John Cope addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. He expressed concern that passage of the Ordinance would require sexual orientation to be taught in schools and parents could not opt out.

Marty Gaines stated that he was a Pastor and opposed to the proposed Non-Discrimination Ordinance. He expressed concern that passage of said Ordinance would prohibit him from working with certain agencies in the community.

Sylvia De Los Santos addressed the City Council in favor of the proposed Non-Discrimination Ordinance. She asked the City Council to do the right thing and support the Lesbian, Gay, Bisexual, Transsexual (LGBT) Community.

Imogene Gaines addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. She expressed concern that they could no longer minister to youth at the Cassiano Homes and other similar agencies if said Ordinance was passed.

Dr. Richard Owen addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. He stated that he believed that the Ordinance was Un-Constitutional and did not believe special rights should be approved for any group of citizens.

Amber Martinez addressed the City Council in favor of the proposed Non-Discrimination Ordinance.

Pete Ortega addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. He expressed concern that Transgender Individuals would be able to use restrooms of the opposite sex.

Rosalie Astran addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. She expressed concern with the potential impact to women and children if Transgender Individuals are allowed to use restrooms with the opposite sex.

Perla Grochowski addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. She stated that she has four children and was concerned that the Ordinance would cause more problems.

Randy Bear addressed the City Council in favor of the proposed Non-Discrimination Ordinance. He stated that his church, Madison Square Presbyterian was not in objection to the Ordinance and did not believe that church positions should directly intervene in public policy. He spoke of the many cases of violence he has witnessed against members of the LGBT Community.

Richard Grochowski addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. He expressed concern that Transgender Individuals would be able to use restrooms of the opposite sex.

Brad Wheeler addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. He expressed concern that Transgender Individuals would be able to use restrooms of the opposite sex and would negatively affect his wife and daughter.

Eric Green addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. He expressed concern with the violation of rights and the great amount of division it has caused.

George Marin, Krystal Montana, Gregory Thomas addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. Mr. Marin stated that it was an issue of order and safety and expressed concern with the negative effects of the Ordinance.

Jeremy Cantu addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. He expressed concern that Government could control individual businesses and asked that the LGBT Community not redefine the rights of everyone.

Weston Martinez addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. He stated that the LGBT Community was being used as a political pawn.

Eric Alva addressed the City Council in favor of the proposed Non-Discrimination Ordinance. He stated that he was a Gay Veteran who had received the Purple Heart and had fought for the freedom of everyone.

Eliezer Bonilla addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. He stated that he believed the Ordinance infringes on the religious rights of individuals.

Pastor Gerald Ripley addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. He spoke of the issue of Transgender Individuals using restrooms of the opposite sex and noted the lawsuits that would be brought forth if the Ordinance was passed. He indicated that 88% of voters were opposed to the proposed Ordinance and asked the City Council to vote against the Ordinance.

Kimberly Flowers addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. She expressed concern that the Ordinance penalizes people for their faith.

Sharie Smasal addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. She expressed concern with the religious protection for agencies such as Catholic Charities that could be forced to close.

Dr. Jill Thrift addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. She stated that she had been following the issue for many years and was concerned with the violation of parental rights.

Julie Pousson addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. She stated that passage of the Ordinance would negatively affective families.

Charisma Cantu addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. She expressed concern that Transgender Individuals could use restrooms with the opposite sex and stated that she believes that being LGBT is a lifestyle choice.

Priscilla Fernandez addressed the City Council in favor of the proposed Non-Discrimination Ordinance. She stated that she has a 17-year-old Gay Son and believes that everyone should be treated fairly and equally.

Yolanda Speece addressed the City Council in favor of the proposed Non-Discrimination Ordinance. She stated that the LGBT Community was asking for equal rights and not special rights.

Patrick Capetillo addressed the City Council in favor of the proposed Non-Discrimination Ordinance. He stated that he had served in the military and that hate and discrimination should not be tolerated.

Kenneth "Tex" Carey, Chairman of the Board of Trustees of the Castle Hills First Baptist School addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. He expressed concern that the Ordinance would prohibit the free exercise of religion and stated that the city should remove any reference to religion and religious organizations from the Ordinance.

Joseph Tanasi addressed the City Council in support of the proposed Non-Discrimination Ordinance. He stated that everyone should be treated with dignity and equality.

Ashley Choi, Darby Fulcher, and Ashley Lore addressed the City Council in support of the proposed Non-Discrimination Ordinance. Ms. Choi stated that her brother was a Transgender Individual and spoke of the challenges he has endured.

Sherrill Oldham addressed the City Council in support of the proposed Non-Discrimination Ordinance. She stated that she had been in a relationship with her partner for 33 years. She commended USAA, her former employer, for providing protections and Domestic Partner Benefits for the LGBT Community.

Anthony Walker addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. He expressed concern with the great amount of tension that the Ordinance has caused among the community.

Janice Flowers addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. She expressed concern with Transgender Individuals using the restrooms of the opposite sex and noted that the Ordinance was discriminatory toward elderly individuals.

Alonda Vega Pacheco addressed the City Council in favor of the proposed Non-Discrimination Ordinance. She stated that she was Gay and had enlisted in the Air Force to defend the rights of everyone.

Amy Grunder-Bonham addressed the City Council in support of the proposed Non-Discrimination Ordinance. She stated that everyone deserved to have equal rights.

Melissa Neighbors addressed the City Council in support of the proposed Non-Discrimination Ordinance. She stated that Homosexuality was common in all species and that everyone should have equal rights.

Kristi Caskey addressed the City Council in favor of the proposed Non-Discrimination Ordinance. She stated that she loves San Antonio for its culture and authenticity and believes everyone should have equal rights.

Reverend Dale Temper addressed the City Council in support of the proposed Non-Discrimination Ordinance. He stated that his church practices unconditional love and that the rights of everyone should be protected.

Naomi Garza addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. She stated her beliefs that the Ordinance would violate individual rights and did not believe that its passage was necessary.

Mattie Trawick addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. She expressed concern that Transgender Individuals would be allowed to use restrooms with members of the opposite sex.

RECESSED

Mayor Pro Tem Bernal recessed the meeting at 8:38 pm for a break.

RECONVENED

Mayor Pro Tem Bernal reconvened the meeting at 8:55 pm.

Mario Quinn addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. He stated that he had served in the military and expressed concern that Veterans were included in the Ordinance. He noted that all should be able to exercise the freedom of speech and religion and did not believe the LGBT Community needed additional protections.

Donna Quinn addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. She expressed concern that it would infringe on her religious beliefs.

Seth Kuehn addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. He expressed concern that it would affect non-profit organizations throughout the city.

Tonya Perkins addressed the City Council in favor of the proposed Non-Discrimination Ordinance. She stated that the Ordinance would protect and improve the quality of life for all citizens.

Charles Flowers addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. He stated that passing the Ordinance would be discriminatory to other groups.

Natalie Hardy addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. She stated that the Ordinance would have drastic financial effects on businesses throughout the city.

Jamaal Clay addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. He stated that it infringes on the citizens freedom of speech.

Marcella Marmor addressed the City Council in favor of the proposed Non-Discrimination Ordinance. She stated that many other cities have passed Non-Discrimination Ordinances and have been very successful.

James Wucinski addressed the City Council in opposition to the proposed Non-Discrimination Ordinance. He stated that the Ordinance will allow discrimination in private schools, businesses and religion. He asked that the citizens of San Antonio be allowed to vote on the issue.

Robin Rowe addressed the City Council in opposition to the Proposed Non-Discrimination Ordinance. He stated that if the Ordinance is passed; it will infringe on the freedom of speech and religion.

Iana Di Bona addressed the City Council in favor of the Proposed Non-Discrimination Ordinance. She stated that children need to be educated in non-discrimination policies.

Tiffani Bishop addressed the City Council in favor of the Proposed Non-Discrimination Ordinance. She stated that the Ordinance would allow equal protection to all citizens.

Liz Sauerman addressed the City Council in favor of the Proposed Non-Discrimination Ordinance. She stated that she would like to be protected under her Constitutional Rights.

Erin Jennings addressed the City Council in favor of the Proposed Non-Discrimination Ordinance. She asked the City Council to vote in favor of the Ordinance for public accommodations and protection.

Alex Parrish addressed the City Council in favor of the Proposed Non-Discrimination Ordinance. She stated that this was the time for self reflection and for citizens to follow their hearts.

Randy Shapiro addressed the City Council in opposition to the Proposed Non-Discrimination Ordinance. He stated that he was representing the Jewish Community in San Antonio and was here to appeal to freedom of speech, faith and religion. He asked that the Council vote no to the Ordinance.

Marco Perez addressed the City Council in opposition to the Proposed Non-Discrimination Ordinance. He stated that he would be discriminated against because of his beliefs if the Ordinance is passed.

Joan Courtney addressed the City Council in opposition to the Proposed Non-Discrimination Ordinance. She stated that she is accountable for 21 groups of women and asked the City Council to vote no to the Ordinance.

Frank Montez addressed the City Council in opposition to the Proposed Non-Discrimination Ordinance. He stated that if the Ordinance is passed, there will be no protection for the church.

Gustavo Gomez addressed the City Council in opposition to the Proposed Non-Discrimination Ordinance. He stated that that he is a Disabled Retired Veteran and had fought for the rights of everyone.

Artemisa Cerda addressed the City Council in opposition to the Proposed Non-Discrimination Ordinance. She asked the Council to vote no to the ordinance.

Daniel Petri addressed the City Council in opposition to the Proposed Non-Discrimination Ordinance. He stated that the Ordinance was bad for businesses and discriminatory to citizens with opposing views.

Happy Von Dohlen addressed the City Council in opposition to the Proposed Non-Discrimination Ordinance. She stated that the Ordinance divides the citizens of San Antonio and she does not want for San Antonio to be like other cities.

Dolores Murff addressed the City Council in favor of the Proposed Non-Discrimination Ordinance. She stated that she pays taxes and votes and should have the right to vote on the Ordinance.

Richard Reyna addressed the City Council in opposition to the Proposed Non-Discrimination Ordinance. He cited biblical passages and asked the City Council to vote no to the Ordinance.

Kaylee Gaines addressed the City Council in opposition to the Proposed Non-Discrimination Ordinance. She stated that the City Council should honor the office that the citizens have elected them to and uphold the Constitution by voting no to the Ordinance.

Lauren Zielenski addressed the City Council in opposition to the Proposed Non-Discrimination Ordinance. She stated that religious freedom should be protected.

Annette Anderson addressed the City Council in favor of the Proposed Non-Discrimination Ordinance. She stated that the Ordinance would ensure fairness for all citizens and provide equal rights.

Josh Gaines addressed the City Council in opposition to the Proposed Non-Discrimination Ordinance. He expressed concern that the Ordinance was Un-Constitutional.

Fred Anthony Garza Trevino addressed the City Council in favor of the Proposed Non-Discrimination Ordinance. He stated that he wished that every business had the same policy that allowed people to be themselves. He added that no one should change their beliefs but should respect others.

Felicia Quintanilla addressed the City Council in favor of the Proposed Non-Discrimination Ordinance. She stated that she was a 17 Year-Old Lesbian and wants her voice heard.

Michael Osborn addressed the City Council in opposition to the Proposed Non-Discrimination Ordinance. He stated that the city has diversity amongst its citizens and that includes straight people. He noted that passing the Ordinance would take away freedom of speech and beliefs of other citizens.

Emily Leeper addressed the City Council in favor of the Proposed Non-Discrimination Ordinance. She stated that it was not a lifestyle choice and that the LGBT Community needed additional protections.

Chad Reumann addressed the City Council in favor of the Proposed Non-Discrimination Ordinance. He cited several protected classes of people and outlined areas of protection.

David Langwell addressed the City Council in opposition to the Proposed Non-Discrimination Ordinance. He urged the City Council to vote no to the Ordinance.

Richard Warrington addressed the City Council in opposition to the Proposed Non-Discrimination Ordinance. He asked the City Council to vote no to the Ordinance.

Ayanna Irek addressed the City Council in favor of the Proposed Non-Discrimination Ordinance. She spoke on behalf of LGBT Community and noted that they are considered a minority and deserve equal protection under the law.

Christopher Garcia addressed the City Council in favor of the Proposed Non-Discrimination Ordinance. He stated that most Fortune 500 Businesses have similar policies and that the Ordinance is good for business.

Catherine Marie Negron addressed the City Council in opposition to the Proposed Non-Discrimination Ordinance. She expressed concern with the effect that the Ordinance would have on privately owned businesses.

Dee Villarrubia addressed the City Council in favor of the Proposed Non-Discrimination Ordinance. She spoke of her life as a Lesbian and asked the City Council to vote yes to the Ordinance.

Julius Lorenzi addressed the City Council in favor of the Proposed Non-Discrimination Ordinance. He stated that the City Council should vote for change and support the Ordinance.

David Mayorga addressed the City Council in opposition to the Proposed Non-Discrimination Ordinance. He expressed concern with the negative effects that the Ordinance would have on local businesses and the legal repercussions to the city.

Dr. Douglas McIntyre addressed the City Council in opposition to the Proposed Non-Discrimination Ordinance. He expressed concern with the negative impacts that the Ordinance would have on the community and asked the City Council to vote no to the Ordinance.

Juan Macias addressed the City Council in opposition to the Proposed Non-Discrimination Ordinance. He stated that he is a Disabled Veteran and expressed concern that the Mexican Mafia is running San Antonio.

Jeromy Aldridge addressed the City Council in favor of the Proposed Non-Discrimination Ordinance. He stated that he is a business owner and did not believe that the Ordinance had anything to do with religious beliefs.

Daisy Cavallaro addressed the City Council in favor of the Proposed Non-Discrimination Ordinance. She stated that she and her partner of 30 years raised a son that is now married and has a child of his own. She asked the City Council to support the Ordinance.

John Bonham addressed the City Council in favor of the Proposed Non-Discrimination Ordinance. He stated that he stands for equality and asked the City Council to support the Ordinance.

Jeanette Sullivan addressed the City Council in favor of the Proposed Non-Discrimination Ordinance. She stated that she was born in San Antonio and would like to see the Ordinance approved.

Mathew Stedman addressed the City Council in opposition to the Proposed Non-Discrimination Ordinance. He stated that there is misinformation that has been provided to the public on both sides of the issue.

Blaine Von Dohlen addressed the City Council in opposition to the Proposed Non-Discrimination Ordinance. She stated that she is 12 Years-Old and expressed concern that Transgender Individuals would be able to use restrooms with the opposite sex.

Hope Von Dohlen addressed the City Council in opposition to the Proposed Non-Discrimination Ordinance. She stated that she is 9 Years-Old and asked the City Council to vote no to the Ordinance.

Written testimony was received from Terelyn Santos in opposition to the proposed Non-Discrimination Ordinance. She wrote that her concern was the violation of religious freedom.

Written testimony was received from Brian Asher in support of the proposed Non-Discrimination Ordinance. He asked the City Council to make San Antonio a safe place to live and work for all citizens.

Faris Hodge, Jr. submitted written testimony referencing the HemisFair Park Play Escape Project and the FY 2014 Interlocal Agreement with Alamo Colleges. He highlighted the District 7 Multi-Service Senior Center and the agreements with the UT Health Science Center at Houston for research, training, evaluation and consulting services. He expressed concern that the San Antonio Police Department Contract takes advantage of other city employees. He wrote of the city property that Wal-Mart would like to acquire on Zarzamora Street. He mentioned the custodial services at the Libraries provided by Selrico Services and expressed support for living wages for the City Council. He highlighted various Executive Session Items and the District 2 Newsletter.

ADJOURNMENT

There being no further discussion, Mayor Pro Tem Bernal adjourned the meeting at 11:18 pm.

The San Antonio City Council convened in a Regular Meeting on Thursday, **August 15, 2013**, at 9:00 am in the City Council Chambers.

ROLL CALL

City Clerk Leticia M. Vacek took the Roll Call and noted a quorum of the Council with the following present: Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **ABSENT**: None.

Item 1. The Invocation was delivered by Dr. Steven R. Branson, Pastor, Village Parkway Baptist Church, guest of Councilmember Ray Lopez, District 6.

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

Item 3. MINUTES

Councilmember Saldaña moved to approve the Minutes for the City Council Budget Policy Goal Setting Session of June 25, 2013. Councilmember Taylor seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** None.

POINT OF PERSONAL PRIVILEGE

Councilmember Lopez recognized Boy Scout Troop 228 and their sponsors that were in attendance. He stated that their sponsoring organization was the Northwest Hills United Methodist Church. He added that they were in attendance to meet the requirement for their Citizenship in the Community Merit Badge. Mayor Castro thanked Troop 228 for being present and congratulated them on their success.

CONSENT AGENDA ITEMS 4-24

Consent Agenda Items 4, 9A, 9B, 15, 17, 20, and 22 were pulled for Individual Consideration.

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

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

Vernon Thompson, Rachel Ambler and Mariel Tuck representing Sterling Uniforms addressed the City Council in opposition to the contract with Galls, LLC (Item 17). Ms. Ambler stated that she was representing the Law Firm of Pamela Thompson and expressed concern with the scoring that was utilized on the Request for Proposals (RFP). She spoke of the services provided by Mr. Thompson noting that he purchased Sterling Public Safety in 2003 and they had already been in operation for 25 years. She expressed concern that Galls was located in Kentucky and did not have any ties to San Antonio. She indicated that Sterling Uniforms had a 10,000 square foot physical presence in San Antonio. She noted that Mr. Thompson was extremely concerned with the scoring on the RFP and noted large disparities among the two proposals. She requested that the City Council receive input from the Union and Fire Fighters before making a decision.

Faris Hodge, Jr. submitted written testimony in favor of Items 4-13. He wrote that Board Members should be interviewed on television (Item 14). He expressed opposition to the Capital Funding Agreement with the HemisFair Park Area Redevelopment Corporation (Item 15). He wrote that the contact with the San Antonio Education Partnership for Café College was too expensive (Item 16) and that the Fire Department Uniforms should be less expensive (Item 17). He wrote in opposition to the Line of Duty Leave for two Firefighters (Items 18 and 19). He asked of the amount of money spent by Bexar County (Item 20) and expressed concern with the cost of the small cell antennas purchased by ITSD (Item 21). He wrote against Item 21 and expressed concern with the open drainage at Mission Drive-In (Item 23). He wrote in opposition to the agreement with Baby Café USA (Item 24) and asked how much the city has spent on said agreement in the past. He requested that back-up information be provided for the City Manager's Report (Item 25).

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

2013-08-15-0528

Item 5. AN ORDINANCE AUTHORIZING A THREE-YEAR LEASE AGREEMENT WITH THE PORT AUTHORITY OF SAN ANTONIO TO LEASE 2,990 SQUARE FEET AT 711 DAVY CROCKETT FOR THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT TO STORE EQUIPMENT AND MEDICAL SUPPLIES REQUIRED IN THE EVENT OF EMERGENCY OR DISASTER, FOR AN ANNUAL RENTAL RATE OF \$5,980.00.

2013-08-15-0529

Item 6. AN ORDINANCE AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE RIVER WALK LEASE AGREEMENT WITH PALOMA RIVER WALK PARILLA GRILL, TO EXTEND THE TERM OF THE LEASE FOR CITY-OWNED RIVER WALK PROPERTY ADJACENT TO THEIR RESTAURANT AT 215 LOSOYA STREET, FOR FIVE YEARS BEGINNING SEPTEMBER 1, 2013 FOR MONTHLY RENTALS OF \$2,131.83.

2013-08-15-0530

Item 7. AN ORDINANCE AMENDING THE RIVER WALK PATIO LEASE WITH SILVER RIO LIMITED PARTNERSHIP DBA WESTIN HOTEL TO INCREASE THE SIZE OF THE OUTDOOR DINING AREA.

2013-08-15-0531

Item 8. AN ORDINANCE AUTHORIZING A THREE YEAR RIVER WALK LEASE AGREEMENT WITH MIRON ENTERPRISES, INC. DBA HAAGEN DAZS FOR A RENTAL RATE OF \$1,503.60 FOR THE FIRST YEAR, WITH ANNUAL INCREASES AND AN OPTION TO EXTEND FOR FIVE YEARS.

2013-08-15-0534

Item 10. AN ORDINANCE RATIFYING SUBMISSION OF AN APPLICATION FOR AND AUTHORIZING ACCEPTANCE OF, \$412,765.00 FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT SUPPORTIVE HOUSING PROGRAM SEAMLESS I & II FOR THE PROVISION OF HOMELESS CHILDCARE SERVICES FOR THE PERIOD FROM JULY 1, 2013 THROUGH AUGUST 31, 2014.

2013-08-15-0535

Item 11. AN ORDINANCE AUTHORIZING ACCEPTANCE OF ADDITIONAL FUNDING IN THE AMOUNT OF \$1,427,481.00 FROM WORKFORCE SOLUTIONS ALAMO TO INCLUDE CHILD CARE SUBSIDIES FOR FOSTER AND ABUSED CHILDREN; REDUCTION OF THE CHILD CARE SERVICES (CCS) PROGRAM BUDGET FOR DIRECT CHILD CARE BY \$880,879.00 DUE TO THE FEDERAL SEQUESTRATION; AND APPROVAL OF A PROGRAM BUDGET NET ADJUSTMENT OF \$546,602.00 FOR A TOTAL CCS PROGRAM BUDGET OF \$46,546,242.00.

2013-08-15-0536

Item 12. AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF A GRANT IN THE AMOUNT OF \$22,138.84 FROM THE SOUTHWEST TEXAS REGIONAL ADVISORY COUNCIL FOR TRAUMA FOR USE BY THE SAN ANTONIO FIRE DEPARTMENT FOR EMS ELIGIBLE EXPENSES.

2013-08-15-0537

Item 13. AN ORDINANCE AUTHORIZING THE SUBMISSION OF A GRANT RENEWAL APPLICATION FOR THE NATIONAL CENTER FOR IMMUNIZATION AND RESPIRATORY DISEASE, CENTERS FOR DISEASE CONTROL AND PREVENTION, IMMUNIZATION AND VACCINES FOR CHILDREN GRANT, FUNDED THROUGH THE U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES AND AUTHORIZING THE ACCEPTANCE OF FUNDS UPON AWARD IN AN AMOUNT UP TO \$2,318,877.00 FOR A TERM BEGINNING JANUARY 1, 2014 AND ENDING DECEMBER 31, 2014.

Item 14. APPOINTING CARLOS J. CONTRERAS, III (DISTRICT 5; CATEGORY: CITY MANAGER DESIGNEE) TO THE BROOKS DEVELOPMENT AUTHORITY FOR THE REMAINDER OF UNEXPIRED TERM 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.

2013-08-15-0541

Item 18. AN ORDINANCE AUTHORIZING THE EXTENSION OF LINE OF DUTY LEAVE FOR FIRE ENGINEER CHRISTOPHER HUDSON.

2013-08-15-0542

Item 19. AN ORDINANCE AUTHORIZING THE EXTENSION OF LINE OF DUTY LEAVE FOR FIRE ENGINEER ROGELIO MARTINEZ.

2013-08-15-0544

Item 21. AN ORDINANCE AUTHORIZING THE INFORMATION TECHNOLOGY SERVICES DEPARTMENT TO ENTER INTO A TEMPORARY LICENSE AGREEMENT TO ALLOW VERIZON WIRELESS TO CONDUCT A PILOT TO TEST THE INSTALLATION OF SMALL CELL ANTENNAS AT TWO LOCATIONS IN THE DOWNTOWN AREA ON CITY OWNED STRUCTURES.

2013-08-15-0546

Item 23. AN ORDINANCE AUTHORIZING AN INTERLOCAL AGREEMENT WITH THE SAN ANTONIO RIVER AUTHORITY TO PROVIDE ENVIRONMENTAL AND ADMINISTRATIVE SERVICES AND AUTHORIZING PAYMENT FROM THE CITY TO SARA IN AN AMOUNT NOT

TO EXCEED \$52,843.00 IN SUPPORT OF THE MISSION DRIVE-IN REDEVELOPMENT PROJECT TO BE FUNDED THROUGH THE FY 2010 CLEAN WATER ACT GRANT.

2013-08-15-0547

Item 24. AN ORDINANCE AUTHORIZING A ONE YEAR AGREEMENT WITH BABY CAFÉ USA, PART OF THE NATIONAL CHILDBIRTH TRUST CHARITY, FOR THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT'S USE OF THE BABY CAFÉ NAME, LOGO, AND MODEL TO PROVIDE LACTATION SERVICES TO THE SAN ANTONIO COMMUNITY WHICH MAY BE RENEWED FOR TWO SUBSEQUENT ONE YEAR TERMS.

[CONSENT ITEMS CONCLUDED]

ITEMS PULLED FOR INDIVIDUAL CONSIDERATION

Mayor Castro addressed Item 22 at this time.

The City Clerk read the caption for Item 22:

2013-08-15-0545

Item 22. AN ORDINANCE AUTHORIZING A CONTRACT WITH CODE FOR AMERICA TO DEVELOP A CIVIC ENGAGEMENT PROGRAM FOR A TOTAL COST OF \$180,000.00 FROM THE FY 2013 IT CAPITAL PROGRAM.

Hugh Miller stated that the program was included in this year's budget as requested by Councilmember Lopez. He explained that Code for America would help the city create a Civic Engagement Program. He reported that San Antonio was the first city chosen for FY 2014 from 50 applications and that the \$180,000 would fund three Fellows from throughout the US. He indicated that the Fellows were Technologists that would take a one-year hiatus from their business organization to work for Code for America. He added that The 80/20 Foundation had pledged matching funds of \$180,000 for the program.

Councilmember Lopez thanked staff for their work and stated that he was pleased that San Antonio was selected for the Code for America Program. He spoke of the great benefits that the city would receive and noted the high caliber of the Fellows that would be assigned to the program. He asked for examples of the end product that the city might receive. Mr. Miller replied that the city had proposed two concepts: 1) A Location Based Information Portal for the City of San Antonio; or 2) A Volunteer Management Platform to align needs with capacity. Councilmember Lopez asked of the value to the city. Mr. Miller replied that he believed the city would receive five times the amount the city was contributing and noted that many Consultants would charge \$200 per hour for similar work.

Councilmember Soules stated that he was not too familiar with said program but was concerned with the Budget Cuts presented at the Budget Work Session. He added that the Code for America Program should be part of the Budget Discussions during the IT Department Presentation. He mentioned that there was \$100,000 allocated to SA2020 for development of a Volunteer Database. Mr. Miller stated that he was not familiar with that Volunteer Database. Councilmember Soules asked of other associated costs. Mr. Miller responded that 20% of a City Project Manager's Time would be allocated toward the program and that as the ITSD Director; he would also spend time on the project. He added that the

system would be placed on a Virtual Server and that hardware could cost \$10,000. Councilmember Soules stated that he would prefer to continue said item until the IT Budget Work Session.

Councilmember Saldaña expressed his support for the Code for America Program. He spoke of the high quality of work that would be provided by the Fellows and noted that they would be an asset to the ITSD Department.

Councilmember Chan stated that although she was supportive of technology she was also in favor of a well-run government. She noted that she would like to further discuss the Code for America Program as part of the ITSD Budget Work Session. She asked of the future resources that would have to be committed. Mr. Miller replied that a City Project Manager would spend a percentage of their time with the Fellows. Councilmember Chan spoke of the challenges with filling ITSD Positions and stated that she would like to improve the hiring process prior to taking on additional tasks. She asked of the matching funds required. Mr. Miller replied that the \$180,000 would be paid in three increments of \$60,000 in November 2013, February 2014, and May 2014. Councilmember Chan asked of the concept of Open Software. Mr. Miller explained that many of the Internet Backend Components were developed on Open Source Software in which a pool of talent shares the development. Councilmember Chan asked of the deliverables. Mr. Miller stated that they would identify the needs and user functionalities and deliver software in 2014.

Councilmember Viagran asked if staff had tapped into the Universities within San Antonio and their IT Resources to coordinate such efforts for Innovation. She also asked if the end result would be a Website or Application. Mr. Miller stated that it would be both. Councilmember Viagran asked if updates to the software would be the responsibility of city staff. Mr. Miller replied yes. Councilmember Viagran asked that staff look at Universities for Innovation since they are local and are aware of the community issues.

Councilmember Bernal asked if the end product would be determined in the future. Mr. Miller confirmed that the end product would be determined at a later date. Councilmember Bernal spoke of the benefits of Code for America and stated that he was pleased that the 80/20 Foundation was also committing \$180,000. He mentioned the potential to develop an Application to address Graffiti and noted that the value would greatly outweigh the cost.

Councilmember Nirenberg stated that civic engagement was very important to the city and that he also appreciates the investment of the 80/20 Foundation. He asked of the selection process. Mr. Miller replied that the city had submitted an application in January and had been short-listed in April. He stated that the city had subsequently received notice that it was the first city awarded for 2014. Councilmember Nirenberg stated that he was pleased that the Programmers were Open Source but expressed concern that the city was not yet aware of the end product.

Mayor Castro stated that San Antonio has a long way to go when it comes to delivering services and across all departments. He noted the prestige of Code for America and stated that he was very supportive of the program.

Councilmember Soules asked of the Code for America Program. Mr. Miller replied that they were created in 2009 and began their efforts with cities in 2010. He confirmed that the Applications created in other cities could be duplicated.

Councilmember Chan stated that the city can look at this as an investment but it is important to understand what is being looked at and apply technology overall.

Councilmember Soules moved to continue Item 22 for two weeks. Councilmember Chan seconded the motion.

The motion failed by the following vote: **AYES:** Viagran, Chan, and Soules. **NAYS:** Bernal, Taylor, Saldaña, Gonzales, Lopez, Medina, Nirenberg, and Mayor Castro. **ABSENT:** None.

Councilmember Lopez moved to adopt the proposed Ordinance for Item 22 as presented by staff. Councilmember Saldaña seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Chan, and Mayor Castro. **NAYS:** Viagran and Soules. **ABSENT:** None.

Mayor Castro addressed Item 20 at this time.

The City Clerk read the caption for Item 20:

2013-08-15-0543

Item 20. AN ORDINANCE APPROVING A ONE-YEAR MASTER INTERLOCAL AGREEMENT WITH BEXAR COUNTY FOR ANIMAL CARE, COOPERATIVE PURCHASING, CRIME LAB/MEDICAL EXAMINER, PLATTING, VITAL STATISTICS, FUEL, JURY POOL, LIBRARY, MAGISTRATION, AND HOTEL OCCUPANCY TAX COLLECTION SERVICES, WITH FOUR ONE-YEAR EXTENSIONS.

Councilmember Viagran asked if there was an impact to the FY 2014 Animal Care Services (ACS) Budget. Jeff Coyle replied that Bexar County had proposed providing Animal Care Services in unincorporated areas. He stated that due to the decrease in services, the ACS Department proposed reducing several positions dedicated to County Services. He noted that the ACS Department Budget was separate and approval of the Interlocal Agreement was what was being proposed today. Mrs. Sculley confirmed that the three positions proposed for elimination in the ACS Department were vacant.

Councilmember Viagran moved to adopt the proposed Ordinance. Councilmember Lopez seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Gonzales, Lopez, Nirenberg, Chan, and Mayor Castro. **NAY:** None. **ABSENT:** Saldaña, Medina and Soules.

Mayor Castro addressed Item 16 at this time.

The City Clerk read the caption for Item 16.

2013-08-15-0539

Item 16. AN ORDINANCE AUTHORIZING A CONTRACT WITH THE SAN ANTONIO EDUCATION PARTNERSHIP IN AN AMOUNT UP TO \$685,000.00 ANNUALLY FOR THE OPERATION AND MANAGEMENT OF THE DR. MANUEL P. BERRIOZÁBAL CAFÉCOLLEGE

FOR A TIME PERIOD OF OCTOBER 1, 2013 TO SEPTEMBER 30, 2015 WITH THREE ONE-YEAR RENEWAL OPTIONS.

Councilmember Saldaña recused himself from Item 16 by submitting recusal forms to the City Clerk and exiting the Council Chambers.

Councilmember Bernal moved to adopt the proposed Ordinance. Councilmember Viagran seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Gonzales, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSTAIN:** Saldaña. **ABSENT:** None.

Mayor Castro addressed Item 17 at this time.

The City Clerk read the caption for Item 17:

2013-08-15-0540

Item 17. AN ORDINANCE AUTHORIZING A FIVE-YEAR PROFESSIONAL SERVICES CONTRACT WITH GALLS, LLC TO PROVIDE FOR A WEB-BASED UNIFORM PURCHASE PROGRAM FOR FIRE DEPARTMENT PERSONNEL IN AN AMOUNT UP TO \$837,500.00 ANNUALLY.

Councilmember Soules asked of the scoring of the Request for Proposals (RFP). Erik Walsh stated that the RFP required that a product mix be included in the response and that it was made clear that zero points would be awarded if a product mix was not provided. Councilmember Soules asked of the product mix. Mr. Walsh indicated that this consisted of different types of clothing such as T-Shirts and Pants. Chief Hood added that the Joint Labor Management Committee had looked at different types of uniforms and identified 301 items. He indicated that Galls, LLC was 9.5% cheaper on the 301 items. Chief Wedige added that there were various manufacturers that had been tested by the Joint Labor Management Committee. Mayor Castro asked of the issues noted by Sterling. Mr. Walsh replied that their proposal had deficiencies and believed that the staff recommendation was consistent with the type of product that the Fire Department would like to wear over the next few years. Councilmember Soules expressed concern with the two points awarded to Sterling for shipping. Chief Hood stated that Sterling wanted Fire Fighters to pick their uniforms up at their facility while Galls delivered them to their homes.

Mayor Castro asked of the difference in points awarded for Customer Service. Chief Hood replied that it was related to convenience and ease and added that the Labor Management Uniform Committee had received complaints from Sterling. Mayor Castro asked of the points on Price Schedule. Chief Hood explained that they had looked at 301 items and that Galls was 9.5% less expensive. Mayor Castro asked of the SBEDA Points. Rene Dominguez stated that they had used various tools to score SBEDA including participation in the Mentor Protégé Program (5 Points) and Small, Minority, and Women-Owned Businesses (15 Points). Michael Bernard added that at the close of the last contract; the city was in litigation with Sterling Uniforms and ultimately had to settle. Mayor Castro stated that he did not have any reason to doubt the Committee Recommendation.

Councilmember Taylor stated that her interest was in fairness of the process and asked of the points awarded to Sterling for Experience, Background and Qualifications. Mr. Walsh replied that Sterling previously had the contract for five years and confirmed that the low score was due to past experience.

He added that the large organizations that they had mentioned serving were not included as references in their proposal.

Councilmember Soules stated that this is a big contract and expressed concern that the Group representing Sterling Uniforms had not stayed to answer questions or hear the debate.

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

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** None.

Mayor Castro addressed Item 15 at this time.

The City Clerk read the caption for Item 15:

2013-08-15-0538

Item 15. AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE CAPITAL FUNDING AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND THE HEMISFAIR PARK AREA REDEVELOPMENT CORPORATION.

Lori Houston presented a Power Point and stated that the City Council had approved a Capital Funding Agreement with the Hemisfair Park Area Redevelopment Corporation (HPARC) for \$3.27 million in June 2010. She reported that in May 2011, the City Council approved the first amendment to the funding agreement. This allowed for personnel costs, salaries, or wages to be reimbursed to HPARC provided the costs are in support of the projects funded by the 2007 Bond Program and 2008 Certificates of Obligation. She stated that the City Council authorized an additional \$17.6 million in savings from the 2007 Streets and Drainage Bond Funds for street and sidewalk improvements to Cesar Chavez and South Alamo Street. She noted that a second amendment was approved in November 2011 to increase the amount by \$150,000 for HPARC to be reimbursed for services rendered in support of the Cesar Chavez and Alamo Street Improvements. She reported that the Hemisfair Master Plan was approved by the City Council in February 2012 and that the 2012 Bond Program included \$15 million for Hemisfair Park Improvements and \$15 million for Street Improvements in Hemisfair. She added that staff was recommending a third amendment to the Funding Agreement to allow for HPARC to be compensated for services rendered in support of the 2012-2017 Bond Projects. She outlined HPARC and CIMS Responsibilities and stated that the shared services would not result in additional administrative fees to the project. She mentioned that funds from the 2012-2017 Bond Program would fund same.

Councilmember Bernal stated that the percentage being spent on the services was the same as what would be spent on large projects such as a Park or Senior Center. He clarified that additional funds would not be spent; only the amount that goes to HPARC and CIMS. Ms. Houston stated that since HPARC created the Vision and Master Plan that was approved by the City Council; it made sense for them to create and define the project scope. Councilmember Bernal asked of the change in dividing the funds. Mike Frisbie stated that they believed this was the best option so that CIMS and HPARC work together based on expertise.

Councilmember Soules asked if CIMS was managing the Convention Center Expansion Project. Mr. Frisbie confirmed that CIMS was managing the \$325 million project. Councilmember Soules asked of

defining the project scope. Mr. Frisbie replied that it includes working with HPARC to determine the project goals, design, and end product for construction. He noted that it would be a thorough, written document to kick off the project. Councilmember Soules asked what would occur if the city took over the project. Mr. Frisbie replied that it would entail adding Consultants or City Staff. Councilmember Soules asked of the type of expertise that would be needed. Mr. Frisbie stated that there should be expertise regarding the design and materials to ensure that they meet the needs of the Vision and Master Plan. He added that the surrounding streets were unique and that the Historic Grid System must be restored.

Councilmember Chan stated that HPARC was important to the Downtown Area but noted concerns with Project Management. She noted that she did not believe this was the best option and was cumbersome and inefficient. She added that the project was not very complex and would like to identify further efficiencies within the CIMS Department.

Councilmember Gonzales asked for clarification in which the Capital Funding Agreement would be increased by \$1,070,000. Mr. Frisbie stated that the existing Funding Agreement did not take the 2012 Bond Funds into account and that part of the agreement would be amended at this time. He added that the 8% allocated for Project Management would not change. He further clarified that the dollar amount for Project Management would depend on the total cost of the project.

Councilmember Nirenberg stated that the public was very uncomfortable with amending projects of this scope. He cautioned staff regarding the wording to ensure that everyone was aware that this was not new funding.

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

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** None.

Mayor Castro addressed Items 9A and 9B at this time.

The City Clerk read the captions for Items 9A and 9B:

Item 9. CONSIDERATION OF THE FOLLOWING ACTIONS RELATED TO THE FIRE STATION #18 AND FIRE STATION #30 REPLACEMENT PROJECTS, 2012–2017 BOND PROGRAM FUNDED PROJECTS, LOCATED IN COUNCIL DISTRICT 2:

2013-08-15-0532

- A. AN ORDINANCE AUTHORIZING THE ACQUISITION THROUGH NEGOTIATION OR CONDEMNATION OF FEE SIMPLE TITLE TO ONE PARCEL OF PRIVATELY-OWNED REAL PROPERTY, CONTAINING A TOTAL OF APPROXIMATELY 114,515 SQUARE FEET (2.6289 ACRES) LOCATED IN NCB 10755, FOR THE FIRE STATION #18 REPLACEMENT PROJECT, A 2012-2017 BOND PROGRAM FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 2; DECLARING IT TO BE A PUBLIC USE PROJECT FOR THE ACQUISITION AND AUTHORIZING EXPENDITURES IN THE AMOUNT OF

\$325,000.00, PAYABLE TO THE SELECTED TITLE COMPANY FOR LAND, LITIGATION EXPENSES AND ASSOCIATED TITLE FEES.

2013-08-15-0533

- B. AN ORDINANCE AUTHORIZING THE ACQUISITION THROUGH NEGOTIATION OR CONDEMNATION OF FEE SIMPLE TITLE TO THREE PARCELS OF PRIVATELY-OWNED REAL PROPERTY, CONTAINING A TOTAL OF APPROXIMATELY 37,500 SQUARE FEET (.8609 ACRES) LOCATED IN NCB 10580, FOR THE FIRE STATION #30 REPLACEMENT PROJECT, A 2012-2017 BOND PROGRAM FUNDED PROJECT, LOCATED IN COUNCIL DISTRICT 2; DECLARING IT TO BE A PUBLIC USE PROJECT FOR THE ACQUISITION AND AUTHORIZING EXPENDITURES IN THE AMOUNT OF \$425,000.00, PAYABLE TO THE SELECTED TITLE COMPANY FOR LAND, LITIGATION EXPENSES AND ASSOCIATED TITLE FEES.

Councilmember Taylor moved that the City of San Antonio authorize the use of the power of eminent domain to acquire property for the public use for the Fire Stations #18 and #30 Replacement Project by acquiring the following property described by the City Clerk and incorporated as part of this Motion. Councilmember Bernal seconded the motion.

City Clerk Vacek read the property description. The property consists of the following:

For Item A, all of Lots 3, 40, 41 and 42 out of NCB 10755 consisting of 114,515 square feet, or 2.6289 acres, at the intersection of South W.W. White Road and Rice Road. These properties are more particularly described in Exhibits A and B attached to the Ordinance and incorporated as part of this Motion.

For Item B, all of Lot 55, and all of Lot 17 consisting of a 0.4980 acre tract and an 0.0249 acre tract, all out of NCB 10580, at the intersection of Creekview Drive and Gembler Road. These properties are more particularly described in Exhibits A, B, C, and D attached to the Ordinance and incorporated as part of this Motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Gonzales, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** Saldaña.

Mayor Castro addressed Item 4 at this time.

The City Clerk read the caption for Item 4:

2013-08-15-0527

Item 4. AN ORDINANCE FOR THE DISTRICT 10 SENIOR CENTER AUTHORIZING THE NEGOTIATION AND EXECUTION OF A CONSTRUCTION MANAGER AT RISK CONTRACT IN THE AMOUNT NOT TO EXCEED \$6,913,230.00, AUTHORIZED PAYABLE TO GUIDO BROTHERS CONSTRUCTION, A 2012-2017 BOND FUNDED PROJECT LOCATED IN COUNCIL DISTRICT 10.

Mayor Castro asked where the current District 10 Senior Center is located. Mr. Mike Frisbie replied that there were multiple sites being rented by the city and the vision was to consolidate leases and bring everything under one roof. He confirmed that the facility would be larger than any of the city's current

centers. Mayor Castro asked of the operation costs of the facility. City Manager Sculley stated that the cost to operate the center will increase to \$600,000 from \$400,000. Mayor Castro commended Guido Brothers for their great work throughout the city and Councilmember Soules for his work on the 2012 Bond Issue.

Councilmember Soules thanked Mr. Frisbie and his team on said project. He recognized the Seniors that attended the Visioning Meeting and stated that he hoped the new center would draw people from throughout the city.

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

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Gonzales, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** Saldaña.

Item 25. CITY MANAGER'S REPORT

A. FY 2014 PROPOSED BUDGET

Mrs. Sculley stated that she had presented the Proposed FY 2014 Budget to the Mayor and City Council the previous week and that staff was developing a Budget Communication Plan to disseminate information to the public. She stated that the Plan would include the use of Budget Highlights, Community Budget Hearings, and Budget Worksessions. She indicated that the Budget Highlights were developed in English and Spanish and could be found on the City's Website. She reported that five Community Budget Hearings were held in June to obtain the community's priorities for the FY 2014 Budget. She indicated that priorities identified included Streets and Sidewalks, Library Services, Social Service Programs, Code Enforcement and Parks and Recreation. She noted that the FY 2014 Proposed Budget reflects the priorities of the City Council and Community. She mentioned that five additional Community Budget Hearings would be held and two City-Wide Public Hearings would be conducted in the Council Chambers. She stated that 12 Individual Budget Work Sessions were scheduled as part of the budget process to review the proposed budget with the Mayor and City Council. She noted that residents could also provide comments online at the City's Website and in the Budget Input Boxes at City Libraries, Senior Centers, and City Hall.

B. INTERGOVERNMENTAL RELATIONS UPDATE

Mrs. Sculley reported that the Sister Cities International Conference was held in San Antonio from July 11-13, 2013 with various City Staff participating. She stated that more than 600 Delegates from 30 Countries attended the conference compared to only 180 Delegates in Jacksonville, Florida in 2012. She noted that the International Relations Office coordinated the visits of nine Official Delegations including those of six sister Cities. She mentioned that five Mayors led the Delegations marking the first time in San Antonio that multiple Sister City Mayors have been here at the same time. Mayor Castro and many Councilmembers played a prominent role in hosting events and meeting with each Visiting Mayor independently. She stated that the city and its community partners hosted events to celebrate the 25th Anniversary of the City's Relationship with Kumamoto and the 60th Anniversary of the City's Relationship with Monterrey. She noted that the Conference generated \$500,000 for the local community. She added that it provided a platform for San Antonio to be showcased on an International Stage. She noted that the Economic Development Department was now working with the Global

Advisory Committee, chaired by Councilmember Chan, to capitalize on the opportunities and relationships created by the conference.

Mayor Castro and Councilmember Chan thanked Mrs. Sculley for the information and stated that they were pleased with the city's efforts on the Sister Cities International Conference.

POINT OF PERSONAL PRIVILEGE

Mayor Castro recognized Councilmember Soules who would be celebrating his birthday on Friday, August 16, 2013. The City Council sang Happy Birthday to Councilmember Soules.

RECESSED

Mayor Castro recessed the meeting at 11:45 am to break for lunch and announced that the meeting would resume at 2:00 pm for Zoning.

RECONVENED

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

CONSENT ZONING ITEMS

Councilmember Lopez moved to approve the following Zoning Items: Z-1, P-1, Z-4, Z-5, Z-6, Z-7, and Z-11 under Consent Zoning. Councilmember Nirenberg seconded the motion.

Faris Hodge, Jr. submitted written testimony in favor of Items Z-5, Z-6, Z-7, Z-8, and Z-11.

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

2013-08-15-0549

Item Z-1. **ZONING CASE # Z2013155 (District 1):** An Ordinance amending the Zoning District Boundary from "R-5 AHOD" Residential Single-Family Airport Hazard Overlay District to "R-4 AHOD" Residential Single-Family Airport Hazard Overlay District on Lot 62, NCB 11890 located at 1550 West Terra Alta 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, NCB 11890 TO WIT: FROM "R-5 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "R-4 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT.

2013-08-15-0551

P-1. **PLAN AMENDMENT #13031 (District 2):** AN ORDINANCE AMENDING THE FUTURE LAND USE PLAN CONTAINED IN THE MAHNCKE PARK NEIGHBORHOOD PLAN, A COMPONENT OF THE MASTER PLAN OF THE CITY, BY CHANGING THE 0.3610 ACRE TRACT OF LAND LOCATED AT 137 CATALPA FROM LOW DENSITY MIXED USE TO COMPACT MULTIFAMILY RESIDENTIAL. STAFF AND PLANNING COMMISSION RECOMMEND APPROVAL. (ASSOCIATED ZONING CASE: #Z2013113)

2013-08-15-0552

Item Z-4. **ZONING CASE # Z2013113 (District 2):** An Ordinance amending the Zoning District Boundary from "R-4 RIO-1" Residential Single-Family River Improvement Overlay-1 District and "C-2 RIO-1" Commercial River Improvement Overlay-1 District to "IDZ RIO-1" Infill Development Zone River Improvement Overlay-1 District with Attached Single-Family Residential uses not to exceed 27 units per acre on the south 25 feet of the east 90 feet of Lot 6 and the east 90 feet of Lot 7, Block 2, NCB 3081 and Lot 23, Block 3, NCB 3081 located at 123 Carnahan Street and 137 Catalpa. Staff and Zoning Commission recommend approval pending the plan amendment. (Associated Plan Amendment Case # 13031)

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 SOUTH 25 FEET OF THE EAST 90 FEET OF LOT 6 AND THE EAST 90 FEET OF LOT 7, BLOCK 2, NCB 3081 AND LOT 23, BLOCK 3, NCB 3081 TO WIT: FROM "R-4 RIO-1" RESIDENTIAL SINGLE-FAMILY RIVER IMPROVEMENT OVERLAY-1 DISTRICT AND "C-2 RIO-1" COMMERCIAL RIVER IMPROVEMENT OVERLAY-1 DISTRICT TO "IDZ RIO-1" INFILL DEVELOPMENT ZONE RIVER IMPROVEMENT OVERLAY-1 DISTRICT WITH ATTACHED SINGLE-FAMILY RESIDENTIAL USES NOT TO EXCEED 27 UNITS PER ACRE.

2013-08-15-0553

Item Z-5. **ZONING CASE # Z2013153 (District 2):** An Ordinance amending the Zoning District Boundary from "I-1 AHOD" General Industrial Airport Hazard Overlay District and "I-1 MC-3 AHOD" General Industrial Austin Highway/Harry Wurzbach Metropolitan Corridor Overlay Airport Hazard Overlay District to "C-2 AHOD" Commercial Airport Hazard Overlay District and "C-2 MC-3 AHOD" Commercial Austin Highway/Harry Wurzbach Metropolitan Corridor Overlay Airport Hazard Overlay District on 0.8312 of an acre out of Lot 19, NCB 12167 located on a portion of 2619 Austin Highway. 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: 0.8312 OF AN ACRE OUT OF LOT 19, NCB 12167 TO WIT: FROM "I-1 AHOD" GENERAL INDUSTRIAL AIRPORT HAZARD OVERLAY DISTRICT AND "I-1 MC-3 AHOD" GENERAL INDUSTRIAL AUSTIN HIGHWAY/HARRY WURZBACH METROPOLITAN CORRIDOR OVERLAY AIRPORT HAZARD OVERLAY DISTRICT TO "C-2 AHOD" COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT AND "C-2 MC-3 AHOD" COMMERCIAL AUSTIN

HIGHWAY/HARRY WURZBACH METROPOLITAN CORRIDOR OVERLAY AIRPORT HAZARD OVERLAY DISTRICT.

2013-08-15-0554

Item Z-6. **ZONING CASE # Z2013144 (District 2):** An Ordinance amending the Zoning District Boundary from "R-6 AHOD" Residential Single-Family Airport Hazard Overlay District to "L AHOD" Light Industrial Airport Hazard Overlay District on Lot 32A, Block 2, NCB 15732, located at 230 Remount Drive. Staff and Zoning Commission recommend approval. (Continued from August 1, 2013)

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 32A, BLOCK 2, NCB 15732 TO WIT: FROM "R-6 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT TO "L AHOD" LIGHT INDUSTRIAL AIRPORT HAZARD OVERLAY DISTRICT.

2013-08-15-0555

Item Z-7. **ZONING CASE # Z2013146 (District 5):** An Ordinance amending the Zoning District Boundary from "I-1 AHOD" General Industrial Airport Hazard Overlay District to "IDZ AHOD" Infill Development Zone Airport Hazard Overlay District with uses permitted in "MF-18" Limited Density Multi-Family District and Professional Offices on Lots 8 and 9, Block 3, NCB 2158 located at 416 and 418 (also known as 420) Delgado Street. Staff and Zoning Commission recommend approval.

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOTS 8 AND 9, BLOCK 3, NCB 2158 TO WIT: FROM "I-1 AHOD" GENERAL INDUSTRIAL AIRPORT HAZARD OVERLAY DISTRICT TO "IDZ AHOD" INFILL DEVELOPMENT ZONE AIRPORT HAZARD OVERLAY DISTRICT WITH USES PERMITTED IN "MF-18" LIMITED DENSITY MULTI-FAMILY DISTRICT AND PROFESSIONAL OFFICES.

2013-08-15-0558

Item Z-11. **ZONING CASE # Z2013156 S (District 10):** An Ordinance amending the Zoning District Boundary from "R-6 AHOD" Residential Single-Family Airport Hazard Overlay District, "C-3NA CD AHOD" General Commercial Nonalcoholic Sales Airport Hazard Overlay District with a Conditional Use for a Batching Plant and "C-3 AHOD" General Commercial Airport Hazard Overlay District to "C-3NA S AHOD" General Commercial Nonalcoholic Sales Airport Hazard Overlay District with a Specific Use Authorization for a Construction Contractor Facility on 24.139 acres out of NCB 15686 and NCB 17340 located at 11515 (also known as 11707), 11827, 11927, and 11939 Nacogdoches Road and 11732, 11800, and 11826 Bulverde 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: 24.139 ACRES OUT OF NCB 15686 AND NCB 17340 TO WIT: FROM "R-6 AHOD" RESIDENTIAL

SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT, "C-3NA CD AHOD" GENERAL COMMERCIAL NONALCOHOLIC SALES AIRPORT HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE FOR A BATCHING PLANT AND "C-3 AHOD" GENERAL COMMERCIAL AIRPORT HAZARD OVERLAY DISTRICT TO "C-3NA S AHOD" GENERAL COMMERCIAL NONALCOHOLIC SALES AIRPORT HAZARD OVERLAY DISTRICT WITH A SPECIFIC USE AUTHORIZATION FOR A CONSTRUCTION CONTRACTOR FACILITY PROVIDED ANY CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

[CONSENT ZONING CONCLUDED]

ZONING ITEMS PULLED FOR INDIVIDUAL CONSIDERATION

2013-08-15-0548

Item 26. AN ORDINANCE AUTHORIZING A VARIANCE ALLOWING THE SALE OF ALCOHOLIC BEVERAGES ON LOTS 10 AND 12, AND THE SOUTHWEST IRREGULAR 29.14 FEET OF THE NORTHEAST IRREGULAR 47.15 FEET OF LOT 11, NCB 12103, CURRENTLY ADDRESSED AS 3123, 3131, 3133, 3139, 3143, 3147, 3151, 3155, 3157, 3161, 3171, 3185, 3191 AND 3195 NACOGDOCHES ROAD, FOR OFF-PREMISE CONSUMPTION WITHIN THREE-HUNDRED (300) FEET OF DOUGLAS MACARTHUR HIGH SCHOOL AND OAK GROVE ELEMENTARY SCHOOL, NORTH EAST ISD PUBLIC EDUCATIONAL INSTITUTIONS LOCATED IN COUNCIL DISTRICT 10.

John Jacks presented Item 26 and stated that staff recommended approval with the following conditions: 1) This authorization shall not transfer to a land use other than a grocery store use; and 2) This authorization shall terminate in the event of non-operation or non-use for a period of 12 successive calendar months.

Councilmember Soules stated that the restrictions had been tightened up significantly and would be limited to a grocery store use. He called upon James Griffin to read the amended legal description.

Councilmember Soules moved to adopt the proposed Ordinance with the following conditions: Authorizing a variance allowing the sale of the alcoholic beverages on 4.163 acres (181,341 square feet) being part of Lot 11 & all of Lot 12, NCB 12103, MacArthur Terrace Subdivision, Unit 1-C, and all of Lot 9, NCB 12103, MacArthur Terrace Subdivision, Unit 1-A Antonio Perez Survey Number 10, Abstract Number 571 City of San Antonio, Bexar County, Texas for off-premise consumption within three-hundred (300) feet of Douglas MacArthur High School and Oak Grove Elementary School, North East ISD public educational institutions located in Council District 10. Councilmember Soules added that the following also be part of the motion:

- 1) This authorization shall not transfer to a land use other than a grocery store use.
- 2) This authorization shall terminate in the event of non-operation or non-use for a period of twelve or more successive calendar months.
- 3) This authorization shall apply only to a "Wine and Beer Retailer's Off-Premise" permit and shall not transfer to a different type of permit.
- 4) This authorization shall apply only to the area identified in the metes and bounds description noted as Exhibit A of the Ordinance.

Councilmember Nirenberg seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** Chan.

CONTINUED UNTIL SEPTEMBER 19, 2013

Item Z-2. **ZONING CASE # Z2013154 CD (District 1):** An Ordinance amending the Zoning District Boundary from "R-4 AHOD" Residential Single-Family Airport Hazard Overlay District to "R-4 CD AHOD" Residential Single-Family Airport Hazard Overlay District with a Conditional Use for a Professional Office on Lot, 1, Block 7, NCB 10006 located at 2802 Vance Jackson (also known as 275 Future Drive). Staff recommends approval with conditions. Zoning Commission recommends denial.

John Jacks presented Item Z-2 and stated that staff 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 hours of operation shall not be permitted before 7:00 am or after 6:00 pm; and 4) A 6-foot tall solid screen fence shall be maintained where the subject property abuts single-family residential zoning or uses. He noted that the Zoning Commission recommended denial. He reported that of 30 notices mailed; seven were received in favor and three were returned in opposition. He added that the Dellview Neighborhood Association was opposed to the request.

Mayor Castro called upon the citizens registered to speak.

Gilbert Candia stated that he was a resident of the Dellview Neighborhood Association and was opposed to the zoning request. He presented a Power Point and showed examples of typical single family residences along Vance Jackson. He expressed concern with the commercial looking structure that had been installed on the property and noted that it was not in character with the surrounding neighborhood. He added that the Greater Dellview Area Community Plan had been adopted in 2005 and should be maintained. He highlighted seven points of opposition: 1) Maintain Consistency; 2) Adverse impacts on neighboring lands; 3) Suitability as presently zoned; 4) Concerns for Health, Safety and Welfare; 5) Public Policy inconsistent with the Greater Dellview Area Community Plan; 6) Size of tract; and 7) A Home Occupied Business is allowed within the current zoning.

Sylvia Candia addressed the City Council in opposition to the zoning request. She stated that she had lived in the Dellview Neighborhood for 49 years and the neighborhood consisted of family-friendly residential homes. She noted that they would like to maintain the integrity of the Greater Dellview Area Community Plan.

Christine Chemel addressed that City Council in opposition to the zoning request. She stated that she was a resident of the Dellview Neighborhood and did not believe that the zoning change was in the best interest of the neighborhood. She added that there was adequate business space and opportunities for business owners in their community.

Councilmember Bernal asked Mr. Candia if the Dellview Neighborhood Association would accept a Home Occupied Business as allowed by the current R-4 AHOD Zoning. Mr. Candia replied that they would accept that and noted that there were other residences that operated Home Occupied Businesses. Councilmember Bernal called upon the Representative, Lisa Narvaez.

Lisa Narvaez addressed the City Council and stated that her request was to add an office and signage to her home to operate as an Insurance Agent. She noted that she averaged two clients per day and the majority of her business was conducted by telephone and email.

Councilmember Bernal thanked everyone that was present to speak and noted the importance of maintaining the integrity of the Neighborhood Plan. He stated that he would like for the Applicant and Neighborhood Association to work together on a potential solution.

Councilmember Bernal moved to continue Item Z-2 until September 19, 2013. Councilmember Viagran seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Nirenberg, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** Medina.

2013-08-15-0550

Item Z-3. **ZONING CASE # Z2013127 (District 1):** An Ordinance amending the Zoning District Boundary from "I-1 AHOD" General Industrial Airport Hazard Overlay District to "R-4 AHOD" Residential Single-Family Airport Hazard Overlay District on Lots 11 and 12, Block 3, NCB 3029 located at 234 West Grayson Street. Staff and Zoning Commission recommend approval. (Continued from August 1, 2013)

AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION AND REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS: LOTS 11 AND 12, BLOCK 3, NCB 3029 TO WIT: FROM "I-1 AHOD" GENERAL INDUSTRIAL AIRPORT HAZARD OVERLAY DISTRICT TO "R-4 AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT.

John Jacks presented Item Z-3 and stated that staff and the Zoning Commission recommended approval. He reported that of 23 notices mailed; one was returned in favor and two were received in opposition. He added that the case would require nine votes for approval due to the amount of opposition.

Councilmember Bernal moved to adopt the proposed Ordinance. Councilmember Lopez seconded the motion.

The motion prevailed by the following vote: **AYES:** Bernal, Taylor, Viagran, Saldaña, Gonzales, Lopez, Nirenberg, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** Medina.

2013-08-15-0556

Item Z-8. **ZONING CASE # Z2013168 CD (District 5):** An Ordinance amending the Zoning District Boundary from "R-4 CD AHOD" Residential Single-Family Airport Hazard Overlay District with a

Conditional Use for an Art Studio/Office to "R-4 CD IDZ AHOD" Residential Single-Family Infill Development Zone Airport Hazard Overlay District with a Conditional Use for a Studio - Fine or Performing Arts on Lot 13, Block 8, NCB 2431 located at 2120 and 2122 El Paso 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: LOT 13, BLOCK 8, NCB 2431 TO WIT: FROM "R-4 CD AHOD" RESIDENTIAL SINGLE-FAMILY AIRPORT HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE FOR AN ART STUDIO/OFFICE TO "R-4 CD IDZ AHOD" RESIDENTIAL SINGLE-FAMILY INFILL DEVELOPMENT ZONE AIRPORT HAZARD OVERLAY DISTRICT WITH A CONDITIONAL USE FOR A STUDIO - FINE OR PERFORMING ARTS PROVIDED ANY 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 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; and 2) Business or office hours of operation shall not be permitted before 7:00 am or after 8:00 pm. He reported that of 51 notices mailed; two were returned in favor and none were received in opposition. He added that the Avenida Guadalupe Association was in favor of the request.

Councilmember Gonzales moved to adopt the proposed Ordinance with the conditions read by staff. Councilmember Saldaña seconded the motion.

The motion prevailed by the following vote: **AYES:** Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** Bernal.

DENIED

Item Z-9. **ZONING CASE # Z2013138 (District 5):** An Ordinance amending the Zoning District Boundary from "R-4 AHOD" Residential Single-Family Airport Hazard Overlay District to "RM-4 AHOD" Residential Mixed Airport Hazard Overlay District on Lots 20 & 21, Block 6, NCB 7125 located at 3100 Vera Cruz Street. Staff and Zoning Commission recommend denial.

John Jacks presented Item Z-9 and stated that staff and the Zoning Commission recommended denial. He reported that of 51 notices mailed; five were returned in favor and three were received in opposition.

Councilmember Gonzales moved to deny Item Z-9. Councilmember Taylor seconded the motion.

The motion to deny prevailed by the following vote: **AYES:** Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** Bernal.

2013-08-15-0557

Item Z-10. **ZONING CASE # Z2013128 S ERZD (District 10):** An Ordinance amending the Zoning District Boundary from "C-2 PC-1 ERZD" Commercial Bulverde Road Preservation Corridor Overlay Edwards Recharge Zone District to "C-2 S PC-1 ERZD" Commercial Bulverde Road Preservation Corridor Overlay Edwards Recharge Zone District with a Specific Use Authorization for a Carwash on

1.22 acres out of NCB 17728 located on a portion of the 17000 Block of Bulverde 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: 1.22 ACRES OUT OF NCB 17728 TO WIT: FROM "C-2 PC-1 ERZD" COMMERCIAL BULVERDE ROAD PRESERVATION CORRIDOR OVERLAY EDWARDS RECHARGE ZONE DISTRICT TO "C-2 S PC-1 ERZD" COMMERCIAL BULVERDE ROAD PRESERVATION CORRIDOR OVERLAY EDWARDS RECHARGE ZONE DISTRICT WITH A SPECIFIC USE AUTHORIZATION FOR A CARWASH PROVIDED ANY CONDITIONS IMPOSED BY THE CITY COUNCIL ARE ADHERED TO.

John Jacks presented Item Z-10 and stated that staff and the Zoning Commission recommended approval with a maximum impervious cover percentage of 63%. He reported that of six notices mailed; one was returned in favor and none were received in opposition.

Councilmember Soules asked if there was any opposition from adjacent neighborhood associations. Mr. Jacks replied that they had not received any notices in opposition. Councilmember Soules asked of the impervious cover. Mr. Jacks replied that the maximum impervious cover was 63%. Ashley Fairmont of Kaufman and Killen stated that they were bound by the Site Plan which had a maximum impervious cover of 63% and would not go above that amount.

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

The motion prevailed by the following vote: **AYES:** Taylor, Viagran, Saldaña, Gonzales, Lopez, Medina, Nirenberg, Chan, Soules, and Mayor Castro. **NAY:** None. **ABSENT:** Bernal.

ADJOURNMENT

There being no further discussion, Mayor Castro adjourned the meeting at 2:43 pm.

APPROVED



JULIÁN CASTRO
MAYOR

Attest:



LETICIA M. VACEK, TRMC/MMC
City Clerk