

**Written Minutes for the
Regular City Council Meeting
Held on February 9, 2017
7:00 PM
Elmendorf City Hall
8304 FM 327
Elmendorf, Texas 78112**

*****CITY COPY*****

At any time during the City Council Meeting, the City Council may meet in executive session for consultation concerning attorney-client matters (real estate, litigation, contracts, personnel, and security).

I. City Council will convene for a Regular City Council Meeting at the Elmendorf City Hall at 7:00 pm February 9, 2017.

Call to Order

The meeting is called to order at **7:00 PM** by Mayor Gonzales.

Pledge of Allegiance

Invocation

by Chaplain David Kirk.

Roll Call

Mayor	Michael J. Gonzales	Present
Alderman Place 1	Tracy Riojas	Present
Alderman Place 2	R.M. "Andy" Anderson	Present
Alderman Place 3	Hipolito "Polo" Maldonado	Present
Alderman Place 4	Tracie Delbosque	Present
Alderman Place 5	Linda Pena Ortiz	Present

Also present, City Administrator Cody Dailey, City Secretary Roxanne De Leon, City Attorney Mike Guevara, Police Chief Marco Pena, Water Supervisor Stephen Mayfield. Officer Garcia and Chaplain David Kirk are also present.

Citizens Participation

Robert Rios

Requests City Council to allow for termination of his garbage service. His home is a long way down from the easement on Cassiano Road and he cannot bring his toter due to his disability.

Dario Guerra

Refers to a letter sent by City Administrator Cody Dailey stating that having garbage service from Tiger Sanitation was a choice after his property was to be annexed. Alderman Linda Pena Ortiz asks if there was a letter stating to notify the city if the property owner wanted to keep their current provider. Mr. Dailey states Mr. Guerra claims to have not received the second letter and Mr. Guerra does not choose to have garbage service at all. Mr. Dailey states garbage service is mandatory within the city limits.

II. Mayor and City Council Comments.

No comments.

III. Police Chief Update

Police Chief Pena provides the statistics for the month of January 2017. There were 218 total calls, 141 year-to-date citations, 4,469 patrol-bys, 177 traffic stops, three ordinance violations, 481 hours worked by reserve officers and \$18,049.36 collected in warrant revenue. There were zero animal control citations issued and two animal control warnings. There were seven animals collected. The Harmony Fire Department had twenty-seven calls with an average response time of twelve minutes. The percentage of calls covered by mutual aid was 0%.

IV. Water Supervisor Update

Water Department Supervisor Stephen Mayfield presents the activity report for the month of January 2017. There were 3 water leaks, 7.8% in water loss, and 100 work orders completed.

Alderman Maldonado refers to two men in the back row who recently purchased a property and they want to know the rules and regulation. City Administrator Cody Dailey states they can speak with city staff after the meeting.

V. General Business – Consent Agenda

The items under the consent agenda are deemed by the City to be routine in nature and will be approved by one motion adopting the staff findings and recommendation as part of the approval. The items on the consent agenda will not be discussed. Any member of the City Council desiring to discuss an item on the consent agenda may request that it be removed and placed on the individual consideration agenda to be heard at the beginning of that section of the agenda. Similarly, members of the public may also request that any item on the consent agenda be discussed in the individual consideration section by noting the item they want moved on the public comments sign-up sheet located at the front of the hall.

1. Adoption and approval of the city council minutes from January 12, 2017.
2. Approval of the previous month’s bills paid and financial reports.

Alderman Ortiz motions to approve all two (2) items on the Consent Agenda. Alderman Anderson seconds and a vote is called.

Yay	Nay	Abstain
Alderman Riojas		
Alderman Anderson		
Alderman Maldonado		
Alderman Delbosque		
Alderman Ortiz		

The motion to approve all two (2) items on the Consent Agenda is passed on a unanimous vote with all five (5) councilmembers in favor.

VI. General Business – Individual Consideration

3. Announcement: Free children’s immunization clinic to be held March 11, 2017 from 12 noon until 3:00 PM at the Elmendorf City Park. Games and activities for children will also be provided.

Mayor Gonzales announces this event.

4. Discuss and possible regarding the appointment of an Impact Fee Committee to study the feasibility of and make recommendations to the city council regarding the setting of impact fees for water utility service.

Alderman Ortiz motions to appoint Mike Trevino as Place 1; Arturo Serrano as Place 2; Alix Scott as Place 3; Michael Hyatt as Place 4; and George Dziuk as Place 5. The odd-numbered places will serve a

two-year term and the even-numbered places will serve for one year. Alderman Maldonado seconds and a vote is called.

Yay	Nay	Abstain
Alderman Riojas		
Alderman Anderson		
Alderman Maldonado		
Alderman Delbosque		
Alderman Ortiz		

The motion to appoint Mike Trevino as Place 1; Arturo Serrano as Place 2; Alix Scott as Place 3; Michael Hyatt as Place 4; and George Dziuk as Place 5. The odd-numbered places will serve a two-year term and the even-numbered places will serve for one year is passed on a unanimous vote with all five (5) councilmembers in favor.

5. Discuss and possible action regarding the possibility of entering into an employment into an employment contract with Marco Pena in his role as the Elmendorf Chief of Police. The foregoing agenda item (#5) is specifically identified for a potential closed session in accordance with TOMA section 551.074 (deliberations on certain personnel matters).

Police Chief Marco Pena wishes to proceed with this item in closed session.

Alderman Ortiz motions to adjourn for closed session for this agenda item #5. Alderman Anderson seconds and a vote is called.

Yay	Nay	Abstain
Alderman Riojas		
Alderman Anderson		
Alderman Maldonado		
Alderman Delbosque		
Alderman Ortiz		

The motion to adjourn for closed session for this agenda item #5 is passed on a unanimous vote with all five (5) councilmembers in favor.

The City Council adjourns for closed session at: 7:28 PM
The City Council return to open session at: 8:11 PM

Alderman Ortiz motions to enter into an employment contract with Police Chief Marco Pena. Alderman Riojas seconds and a vote is called. Alderman Anderson votes against this motion.

Yay	Nay	Abstain
Alderman Riojas		
	Alderman Anderson	
Alderman Maldonado		
Alderman Delbosque		
Alderman Ortiz		

The motion to enter into an employment contract with Police Chief Marco Pena is passed on a majority vote with four (4) councilmembers in favor and one (1) against. Alderman Anderson votes against this motion.

VII. Adjournment

Alderman Ortiz motions for adjournment of the City Council Meeting. Alderman Maldonado seconds, and a vote is called.

Yay	Nay	Abstain
Alderman Riojas		
Alderman Anderson		
Alderman Maldonado		
Alderman Delbosque		
Alderman Ortiz		

The motion to adjourn the City Council Meeting is passed on a unanimous vote with all five (5) councilmembers in favor.

Regular City Council Meeting is adjourned at: **8:13 PM**

The minutes were passed and approved on:

March 9, 2017



Mayor Mike Gonzales

Attest:


City Secretary Roxanne De Leon