

**Written Minutes for the
Regular City Council Meeting
Held on December 20, 2018
7:00 PM
Elmendorf City Hall
8304 FM 327
Elmendorf, Texas 78112**

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 December 20, 2018.

Call to Order

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

Pledge of Allegiance

Invocation

by Chaplain David Kirk

Roll Call

Mayor	Michael J. Gonzales	Present
Councilwoman Place 1	Tracy Riojas	Present
Councilman Place 2	R.M. "Andy" Anderson	Present
Councilman Place 3	Hipolito "Polo" Maldonado	Present
Councilman Place 4	Richard B. Rodriguez	Present
Councilwoman Place 5	Linda Pena Ortiz	Present

Also, present City Administrator Cody Dailey, City Secretary Roxanne De Leon, Chief Marco Pena, Water Supervisor Stephen Mayfield, Court Clerk Angie Mojica, and City Engineer Garry Montgomery. Also present, Chaplain David Kirk, Officer Eduardo Sawal, and Officer Fernando Palomo.

Citizens Participation

Lorraine Spencer

Ms. Spencer is a resident who lives on CR 163. She sees all kinds of dogs running loose. Chief Pena responds that he is responsible for the animal control department. He will let the animal control officers know when they do a sweep to be on the lookout in her area.

Melodie Calvert

Ms. Calvert is also a resident who lives on CR 163. Complains of the city's method of notifying customers when there is a planned water shutoff for repairs and upgrades. She is not on Facebook and would like for city to call to notify her. She has a special needs daughter and needs to plan her day around her needs. City Administrator Cody Dailey states the administration is actually looking into a program to send mass text to people. No money in budget right now but the City Council will consider their options on the next agenda.

Kelly Brooks

Ms. Brooks is a resident who lives in Homewood Place and is in attendance with some of her fellow neighbors to complain of potholes and faded street signs. Citizen Calvin Leatherwood (also a resident of Homewood Place) asks who owns the streets and how they can get repaired. City Administrator Cody Dailey explains because their roads are privately owned by the previous developer and they were not built to

meet city code, they were never accepted into the city so the city cannot repair privately owned property. Ms. Brooks requests the city or Rausch Coleman to take ownership of the streets so they can repair them. Mayor Gonzales advises the public that there will be discussion on this matter to take place at the next regularly scheduled council meeting in January 2019.

Police Chief Marco Pena introduces new full-time officer, Eduardo Sawal.

II. Mayor and City Council Comments

- Councilman Anderson** Councilman Anderson and Councilman Maldonado awarded sixteen (16) \$25 Walmart gift cards to local residents for their decorations. Alderman Anderson appreciates the Christmas spirit and hard work.
- Councilman Maldonado** Councilman Maldonado concurs with Councilman Anderson and states he is proud to do it.
- Councilman Rodriguez** Advises Ms. Spencer to call the city when she sees the dogs out in her area.
- Councilwoman Ortiz** States the Christmas Parade was a success and thanks everyone that came.

III. General Business – Consent Agenda

1. Adoption and approval of the city council minutes from November 15, 2018.
2. Approval of the previous month’s bills paid and financial reports.

Councilwoman Ortiz motions to approve all two (2) General Business – Consent Agenda items. Councilman Maldonado seconds and a vote is called.

Yay	Nay	Abstain
Councilwoman Riojas		
		Councilman Anderson
Councilman Maldonado		
Councilman Rodriguez		
Councilwoman Ortiz		

The motion to approve all two (2) General Business – Consent Agenda items is passed on a majority vote with four (4) councilmembers in favor and one (1) abstained. Councilman Anderson abstains as he was not in attendance for the November 15, 2018 meeting.

IV. General Business – Individual Consideration

3. Discuss and possible action regarding variances requested by Rausch-Coleman homes applicable to future plat additions for Units 3, 4, and 5 of the Homewood Place subdivision related to lot size, setback requirements and street width.

Councilman Maldonado motions to approve the variances requested by Rausch-Coleman homes applicable to future plat additions for Units 3, 4, and 5 of the Homewood Place subdivision related to lot size, setback requirements and street width. Councilwoman Riojas seconds and a vote is called.

Yay	Nay	Abstain
Councilwoman Riojas		
Councilman Anderson		
Councilman Maldonado		
	Councilman Rodriguez	
Councilwoman Ortiz		

The motion to approve the variances requested by Rausch-Coleman homes applicable to future plat additions for Units 3, 4, and 5 of the Homewood Place subdivision related to lot size, setback requirements and street width is passed on a majority vote with four (4) councilmembers in favor and one (1) against. Councilman Rodriguez votes against this motion.

- Discuss and possible action regarding the Master Development Plan for Units 3, 4, and 5 of the Homewood Place subdivision.

Councilwoman Riojas motions to approve the Master Plan for Units 3, 4, and 5 of the Homewood Place subdivision. Councilwoman Ortiz seconds and a vote is called.

Yay	Nay	Abstain
Councilwoman Riojas		
Councilman Anderson		
Councilman Maldonado		
	Councilman Rodriguez	
Councilwoman Ortiz		

The motion to approve the Master Plan for Units 3, 4, and 5 of the Homewood Place subdivision is passed on a majority vote with four (4) councilmembers in favor and one (1) against. Councilman Rodriguez votes against this motion.

- Discuss and possible action regarding the execution of a deed and a contract with Bexar County Emergency Services District #10 related to the deed for property for the new fire station.

Chief Bobby Hogan says the attorneys have been working together and finally finalized. Plans to secure the building will be in February or March and should break ground shortly thereafter.

Councilman Rodriguez motions to approve the execution of a deed and a contract with Bexar County Emergency Services District #10 related to the deed for the property for the new fire station. Councilman Maldonado seconds and a vote is called.

Yay	Nay	Abstain
Councilwoman Riojas		
Councilman Anderson		
Councilman Maldonado		
Councilman Rodriguez		
Councilwoman Ortiz		

The motion to approve the execution of a deed and a contract with Bexar County Emergency Services District #10 related to the deed for the property for the new fire station is passed on a unanimous vote with all five (5) councilmembers in favor.

6. Discuss and possible action regarding memorandum of understanding for utility expansion. The foregoing agenda item (#6) is specifically identified for a potential closed session in accordance with TOMA section 551.071 (litigation and certain consultation with attorney) and Section 551.072 (deliberations about real property).

Councilwoman Ortiz motions to proceed with Item #8 in closed session. Councilwoman Riojas seconds and a vote is called.

Yay	Nay	Abstain
Councilwoman Riojas		
Councilman Anderson		
Councilman Maldonado		
Councilman Rodriguez		
Councilwoman Ortiz		

The motion to proceed with Item #8 in closed session is passed on a unanimous vote with all five (5) councilmembers in favor.

City Council adjourns for closed session at 8:01 PM.
City Council reconvenes for open session at 8:24 PM.

Councilwoman Riojas motions to authorize staff to negotiate and mayor to execute engineer agreement for utility expansion at the Dickie Clay property. Councilwoman Ortiz seconds and a vote is called.

Yay	Nay	Abstain
Councilwoman Riojas		
Councilman Anderson		
Councilman Maldonado		
Councilman Rodriguez		
Councilwoman Ortiz		

The motion to authorize staff to negotiate and mayor to execute engineer agreement for utility expansion at the Dickie Clay property is passed on a unanimous vote with all five (5) councilmembers in favor.

V. Adjournment

Councilman Maldonado motions to adjourn the Regular City Council Meeting. Councilwoman Ortiz seconds and a vote is called.

Yay	Nay	Abstain
Councilwoman Riojas		
Councilman Anderson		
Councilman Maldonado		
Councilman Rodriguez		
Councilwoman Ortiz		

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

Regular City Council Meeting is adjourned at:

8:26 PM

The minutes were passed and approved on:

January 17, 2018



Mayor Mike Gonzales

Attest:



City Secretary Roxanne De Leon