

**Written Minutes for the
Regular City Council Meeting
Held on July 12, 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 July 12, 2018.

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	Absent
Alderman Place 2	R.M. "Andy" Anderson	Present
Alderman Place 3	Hipolito "Polo" Maldonado	Present
Alderman Place 4	Richard B. Rodriguez	Present
Alderman Place 5	Linda Pena Ortiz	Present

Also, present City Administrator Cody Dailey, City Secretary Roxanne De Leon, Chief Marco Pena, Officer Corona, and Officer Palomo.

Citizens Participation

- Felix Arambula III** Mr. Arambula is a city attorney and prosecutor for the City of Converse and has worked with municipal judge applicant Frank Dickson for the past five years. Mr. Arambula states that Mr. Dickson is an outstanding lawyer and a great judge.
- Frank Reynolds** Mr. Reynolds is against the item discussed at the last city council meeting regarding the City Council being paid a stipend for performing their duty as councilmembers. Mr. Reynolds was apart of the city when it was first established and states everything was accomplished with the hard work of volunteers. It should be the citizens who decide on whether the City Council gets paid.
- George Dziuk** Mr. Dziuk has been approached by numerous citizens asking about the same issue Mr. Reynolds brought up. Mr. Dziuk doesn't understand why this is legal and points out that this could cause a major turnover in the council seats which wouldn't be good with all the important matters the council is currently working on.
- Linda Ballin** Complains of a corner house on Borregas and Norris West being full of junk. Police Chief Marco Pena states he will look into it.

Police Chief Marco Pena comments on the active shooter class provided to the local churches went very well. Chief Pena commends new Reserve Officer Glenn Harlow for his many hours of service.

II. Mayor and City Council Comments.

Alderman Rodriguez States he has served on City Council for the number of years and has never requested payment. Alderman Rodriguez believes this is volunteer work and this is ridiculous. There is little work actually done by council to consider such a high payment.

Alderman Ortiz States her father was on the City Council when it was first established and there was so much more work to be done at that time. The original City Council had to do road repairs, install streets signs and water lines; and at that time, no one ever asked to be paid. The City Council is volunteer work for the betterment of the community.

III. Environmental Public Hearing

Public Hearing to review and discuss the proposed Elmendorf water supply project: summary of Texas Water Development Board-required environmental analysis of the project and alternatives, and potential impacts on floodplains/wetlands and proposed mitigation measures.

Public Hearing begins at 7:17 PM.

Christine Westerman is an environmental consultant for the city's water well project site. The state required an environmental study be done as they will be receiving funds from the Texas Water Development Board. It has been determined that the site does not have any negative long term impacts and there will be positive impacts for economic development.

Public Hearing adjourns at 7:21 PM.

IV. 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 June 14, 2018.
2. Approval of the previous month's bills paid and financial reports.

Alderman Anderson motions to approve all four (4) General Business – Consent Agenda items. Alderman Ortiz seconds and a vote is called.

Yay	Nay	Abstain
<hr/>		
Alderman Riojas		
Alderman Anderson		
Alderman Maldonado		
Alderman Ortiz		

The motion to approve all four (4) General Business – Consent Agenda items are passed on a unanimous vote with all four (4) councilmembers in favor.

V. General Business – Individual Consideration

3. Consideration and approval of an ordinance, number 7-12-2018-1, authorizing the issuance of “City of Elmendorf, Texas Combination Tax and Subordinate Lien Revenue Certificates of Obligation, Series 2018”; providing for the payment of said certificates by the levy of an ad valorem tax upon all taxable property within the city and further securing said certificates by a lien on and pledge of the pledged revenues of the system; providing the terms and conditions of said certificates and resolving other matters incident and relating to the issuance, payment, security, sale, and delivery of said certificates, including the approval of an application to the Texas Water Development Board and a private placement memorandum pertaining to the certificates; authorizing the execution of a paying agent/ registrar agreement, and an escrow agreement; complying with the requirements of the letter of representations on file with the depository trust company; authorizing the execution of any necessary engagement agreements with the city’s financial advisors and/or bond counsel; and providing an effective date.

Alderman Ortiz motions to approve ordinance 7-12-2018-1, authorizing the issuance of “City of Elmendorf, Texas Combination Tax and Subordinate Lien Revenue Certificates of Obligation, Series 2018”; providing for the payment of said certificates by the levy of an ad valorem tax upon all taxable property within the city and further securing said certificates by a lien on and pledge of the pledged revenues of the system; providing the terms and conditions of said certificates and resolving other matters incident and relating to the issuance, payment, security, sale, and delivery of said certificates, including the approval of an application to the Texas Water Development Board and a private placement memorandum pertaining to the certificates; authorizing the execution of a paying agent/ registrar agreement, and an escrow agreement; complying with the requirements of the letter of representations on file with the depository trust company; authorizing the execution of any necessary engagement agreements with the city’s financial advisors and/or bond counsel; and providing an effective date and a vote is called. Alderman Maldonado seconds and a vote is called.

<u>Yay</u>	<u>Nay</u>	<u>Abstain</u>
Alderman Riojas		
Alderman Anderson		
Alderman Maldonado		
Alderman Ortiz		

The motion to approve ordinance 7-12-2018-a, authorizing the issuance of “City of Elmendorf, Texas Combination Tax and Subordinate Lien Revenue Certificates of Obligation, Series 2018”; providing for the payment of said certificates by the levy of an ad valorem tax upon all taxable property within the city and further securing said certificates by a lien on and pledge of the pledged revenues of the system; providing the terms and conditions of said certificates and resolving other matters incident and relating to the issuance, payment, security, sale, and delivery of said certificates, including the approval of an application to the Texas Water Development Board and a private placement memorandum pertaining to the certificates; authorizing the execution of a paying agent/ registrar agreement, and an escrow agreement; complying with the requirements of the letter of representations on file with the depository trust company; authorizing the execution of any necessary engagement agreements with the city’s financial advisors and/or bond counsel; and providing an effective date is passed on a unanimous vote with all four (4) councilmembers in favor.

4. Discuss and possible action regarding the selection and appointment of a Municipal Court Judge.

Alternate Judge Frank Dickson and Charles Stubblefield are present as applicants for the municipal court judge.

Alderman Maldonado motions to select Charles Stubblefield as Municipal Court Judge; and increasing the magistrate fee to \$100.00. Alderman Anderson seconds and a vote is called.

<u>Yay</u>	<u>Nay</u>	<u>Abstain</u>
Alderman Riojas		
Alderman Anderson		
Alderman Maldonado		
	Alderman Ortiz	

The motion to select Charles Stubblefield as Municipal Court Judge; and increasing the magistrate fee to \$100.00 is passed on a majority vote with three (3) councilmembers in favor and one (1) against. Alderman Ortiz votes against.

5. Discuss and possible action regarding ordinance 7-12-2018-2, amending the fiscal year 2017-2018 official budget, adopted by ordinance 9-14-2017-1, providing a cumulative clause; providing a severability clause; and providing an effective date.

City Administrator Cody Dailey states this amendment was needed for a couple months now since the Council had approved some things such as the animal control building upgrades. Also, the Halliburton 380 agreement payout will be an additional \$108,000.00 due to the demand in oil and there is an increase in building inspector fees due to the success in the Homewood Place Development.

Alderman Ortiz motions to approve ordinance 7-12-2018-2, amending the fiscal year 2017-2018 official budget, adopted by ordinance 9-14-2017-1, providing a cumulative clause; providing a severability clause; and providing an effective date. Alderman Maldonado seconds and a vote is called.

<u>Yay</u>	<u>Nay</u>	<u>Abstain</u>
Alderman Riojas		
Alderman Anderson		
Alderman Maldonado		
Alderman Ortiz		

The motion to approve ordinance 7-12-2018-2, amending the fiscal year 2017-2018 official budget, adopted by ordinance 9-14-2017-1, providing a cumulative clause; providing a severability clause; and providing an effective date is passed on a unanimous vote with all four (4) councilmembers in favor.

6. Discussion and possible action regarding ordinance 7-12-2018-3, amending the Code of Ordinances by amending Article II.-City Council by amending Sec.2-48(A) to change the date of the regular council meeting to the third Thursday of each month of each month starting at 7:00pm; providing a severability clause; providing for the repeal of ordinances in conflict herewith; and providing an effective date.

Alderman Ortiz motions to approve ordinance 7-12-2018-3, amending the Code of Ordinances by amending Article II.-City Council by amending Sec.2-48(A) to change the date of the regular council meeting to the third Thursday of each month of each month starting at 7:00pm; providing a severability clause; providing for the repeal of ordinances in conflict herewith; and providing an effective date. Alderman Rodriguez seconds and a vote is called.

Yay	Nay	Abstain
Alderman Riojas		
Alderman Anderson		
Alderman Maldonado		
Alderman Ortiz		

The motion to approve ordinance 7-12-2018-3, amending the Code of Ordinances by amending Article II.-City Council by amending Sec.2-48(A) to change the date of the regular council meeting to the third Thursday of each month of each month starting at 7:00pm; providing a severability clause; providing for the repeal of ordinances in conflict herewith; and providing an effective date is passed on a unanimous vote with all four (4) councilmembers in favor.

VI. Adjournment

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

Yay	Nay	Abstain
Alderman Anderson		
Alderman Maldonado		
Alderman Rodriguez		
Alderman Ortiz		

The motion to adjourn the City Council Meeting is passed on a unanimous vote with all four (4) councilmembers in favor.

Regular City Council Meeting is adjourned at: **8:10 PM**

The minutes were passed and approved on: August 16, 2018



 Mayor Mike Gonzales

Attest: 

 City Secretary Roxanne De Leon