

**Written Minutes for the
Regular City Council Meeting
Held on August 16, 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 August 16, 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	Present
Alderman Place 2	R.M. "Andy" Anderson	Present
Alderman Place 3	Hipolito "Polo" Maldonado	Absent
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, City Attorney Mike Guevara, Chief Marco Pena, and Officer Palomo.

Citizens Participation

Manuel Decena The City Council approved a variance for a manufactured home on Cassiano Road that did not meet the age requirement. The City Council should not pay favoritism and if they do for one, they should do for all.

Felix Guerra Regarding #10; Streetlights have been installed but does anyone go and check if there are lights actually needed there. There are two lights installed on the corner of where he lives in front of the entrance to Elmendorf Estates. There is too much light and it is too bright. Pole# 2783814

Alderman Anderson Regarding #9: Wants to take it off the agenda permanently and drop it completely. Citizen Frank Reynolds states when they started the city, they all volunteered as community service and did it for free. Can't see that the people on the dais are any better than the people back then. Citizen Jesse Palomo said he was very disappointed when he heard about it the City Council considering to pay themselves. Councilwoman Linda Pena Ortiz thanks the people for attending.

II. Mayor and City Council Comments.

Alderman Ortiz The Christmas in the Park Parade is not far away and invitations have been sent off.

Chief Pena says there is a good article on Officer Anthony Vain and Rocko on the front page of the Wilson County News.

III. 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 July 12, 2018.
2. Adoption and approval of the city council minutes from August 7, 2018.
3. Approval of the previous month’s bills paid and financial reports.
4. Adoption and approval of Resolution number 8-16-2018-1R, adopting the City of Elmendorf Investment Policy.
5. Approve the Elmendorf Economic Development Corporation budget amendment for fiscal year 2017-2018.
6. Approve the Elmendorf Economic Development Corporation budget for fiscal year 2018-2019.

Alderman Rodriguez asks about certain items in the financial reports. City Administrator Cody Dailey responds the net income \$1,004,859.00 after all expenses.

Alderman Ortiz motions to approve all six (6) General Business – Consent Agenda items. Alderman Rodriguez seconds and a vote is called.

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

The motion to approve all six (6) General Business – Consent Agenda items are passed on a unanimous vote with all four (4) councilmembers in favor

IV. General Business – Individual Consideration

7. Discuss and possible action regarding the appointment of members to the board of the Elmendorf Economic Development Corporation for places 2, 4 and 6, whose terms are expiring.

Alderman Ortiz motions to reappoint Manuel Decena as Place 2, Elsa Martinez as Place 4, and Peggy Stephens as Place 6. Alderman Riojas seconds and a vote is called.

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

The motion to reappoint Manuel Decena as Place 2, Elsa Martinez as Place 4, and Peggy Stephens as Place 6 is passed on a unanimous vote with all four (4) councilmembers in favor.

8. Discuss and possible action regarding the appointment of members to the Planning and Zoning Commission for places 1, 3 and 5, whose terms are expiring as well as appointing a member for place 2, vacated by resignation, for the remainder of the unexpired term.

City Administrator Cody Dailey states that Ron and Carol Huerta have submitted their resignations. Carol Huerta was serving on an unexpired term as Place 2.

Alderman Ortiz motions to reappoint Michael Hyatt as Place 1 and Laura Wright-Wallace as Place 5; appointing George Dziuk as Place 3; and appointing Peggy Stephens as Place 2 for the unexpired term. Alderman Riojas seconds and a vote is called.

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

The motion motions to reappoint Michael Hyatt as Place 1 and Laura Wright-Wallace as Place 5; appointing George Dziuk as Place 3; and appointing Peggy Stephens as Place 2 for the unexpired term is passed on a unanimous vote with all four (4) councilmembers in favor.

9. Discuss and possible action regarding Ordinance 08-16-2018-1, an ordinance of the City of Elmendorf; amending Chapter 2 – Administration, Article II. City Council; by adding 2-24; establishing a stipend of the Mayor and City Council; providing a severability clause; providing for the repeal of conflicting ordinances; and providing an effective date.

Citizen Laura Wright-Wallace asks why are they letting this die. Alderman Anderson states the City Council weren't aware of all the laws of associated with the stipend since City Attorney Mike Guevara was not present at the meeting. Citizen Manuel Decena thanks City Council for not approving that item.

Item dies.

10. Discuss and possible action regarding the addition of a streetlight near 15889 Kilowatt Road on pole number 258971.

Alderman Ortiz brought this forward. A woman who has paid for a private streetlamp for many years on Kilowatt Road has decided to terminate her service. There are children who wait at the bus stop near her home and hopes the city will approve a streetlight addition.

Alderman Ortiz motions to approve the addition of a streetlight near 15889 Kilowatt Road on pole number 258971. Alderman Riojas seconds and a vote is called.

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

The motion to approve the addition of a streetlight near 15889 Kilowatt Road on pole number 258971 is passed on a unanimous vote with all four (4) councilmembers in favor.

11. Discuss and possible action regarding requests from the developer with respect to the transfer of the land for the Fire Department and 380 Agreement for the Dickie Clay property. The foregoing agenda item (#12) is specifically identified for a potential closed session in accordance with TOMA section 551.071 (litigation and certain consultation with attorney) and/or section 551.071 (deliberations about real property).

Alderman Ortiz motions to proceed with Item #11 in closed session. Alderman Riojas seconds and a vote is called.

Yay	Nay	Abstain
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Alderman Riojas		
Alderman Anderson		
Alderman Rodriguez		
Alderman Ortiz		

The motion to proceed with Item #11 in closed session is passed on a unanimous vote with all four (4) councilmembers in favor.

The City Council adjourns for closed session at 7:27 PM.
The City Council reconvenes for open session at 8:17 PM

Alderman Riojas motions to authorize staff to open discussion potential legal remedies with Bexar County and ESD #10. Alderman Rodriguez seconds and a vote is called.

Yay	Nay	Abstain
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Alderman Riojas		
Alderman Anderson		
Alderman Rodriguez		
Alderman Ortiz		

The motion to authorize staff to open discussion potential legal remedies with Bexar County and ESD #10 is passed on a unanimous vote with all four (4) councilmembers in favor.

V. Adjournment

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

Yay	Nay	Abstain
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Alderman Riojas		
Alderman Anderson		
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:

8:18 PM


The minutes were passed and approved on:

September 20, 2018



Mayor Mike Gonzalez

Attest:



City Secretary Roxanne De Leon

