

# DRAFT

## MINUTES REGULAR MEETING November 12, 2019

A Regular Meeting was held by the Schertz City Council of the City of Schertz, Texas, on November 12, 2019, at 6:00 p.m. in the Hal Baldwin Municipal Complex Council Chambers, 1400 Schertz Parkway, Building #4, Schertz, Texas. The following members present to-wit:

Present: Mayor Michael Carpenter; Mayor Pro-Tem Tim Brown; Councilmember Mark Davis; Councilmember Ralph Gutierrez; Councilmember Scott Larson; Councilmember Cedric Edwards; Councilmember David Scagliola; Councilmember Allison Heyward

City Manager Dr. Mark Browne; Assistant City Manager Brian James;  
Staff: Assistant City Manager Charles Kelm; Assistant to the City Manager Sarah Gonzalez; City Attorney Daniel Santee; City Secretary Brenda Dennis

### **Call to Order – City Council Regular Session**

Mayor Carpenter called the regular meeting to order at 6:00 p.m.

### **Opening Prayer and Pledges of Allegiance to the Flags of the United States and State of Texas. (Councilmember Edwards)**

### **Employee Recognition**

- Fleet Services - Daniel Cole, Fleet Mechanic I. (C. Kelm)

Not present for recognition.

- Human Resources - Mercedes Gutierrez, HR Administrative Assistant. (J. Kruz)

Human Resources & Purchasing Director Jessica Kurz introduced Mercedes Gutierrez, HG Administrative Assistant and gave a brief bio.

- Police Department - Misty Johnson, Records Specialist, Karen Canales, Communications Officer. (K. Kallies)

Lieutenant Kelly Kallies introduced Misty Johnson, Records Specialist and Karen Canales, Communication Officer and gave a brief bio of each.

- Public Works - Suzanne Williams, Public Works Director. (C. Kelm)

Assistant City Manager Charles Kelm introduced Public Works Director Suzanne Williams and gave a brief bio.

- Public Works - Coyle French & Luis Flores, Street Worker I. (D. Letbetter)

Public Works Manager Doug Letbetter introduced Street Workers I Coyle French and Luis Flores and gave a brief bio for each.

- Events Facilities - Larry Deveney - P/T Event Attendant. (S. Gonzalez/E. Matlock)

Civic Center Manager Erin Matlock introduced Event Attendant Larry Deveney and gave a brief bio.

Before moving forward, Mayor Carpenter recognized Guadalupe County Tax Assessor Collector the Honorable Daryl John and thanked him for his presence.

## City Events and Announcements

Mayor Carpenter recognized Daryl John, Tax Assessor Collector with Guadalupe County who was in the audience this evening.

- Announcements of upcoming City Events (B. James/C. Kelm/S. Gonzalez)

Assistant City Manager Brian James made the following announcements:

Schertz Police Department Blue Santa Program Donation & Applications Collection boxes can be found at locations throughout the community. Schertz Police Department is asking for donations of new toys and wrapping paper. The Blue Santa Program was created to help bring holiday happiness to families and children in Schertz. Applications for those individuals requesting assistance is available now through Monday, December 2. Applications can be found at [Schertz.com](http://Schertz.com). Contact 210-619-1200 for more information.

Thursday, November 14  
Northeast Partnership Meeting 11:30 am  
Olympia Hills Golf and Conference Center

Monday, November 18  
Special Council Meeting  
City Council Chambers 6:00 pm  
To conduct canvass of the November 5, 2019, General & Special Election, swearing in ceremonies and recognition of outgoing members of Council.

Tuesday, November 19

Chamber Luncheon 11:30 am  
Schertz Civic Center

Tuesday, November 26  
City Council Chambers 6:00 pm

Thursday and Friday, November 28 and 29  
City Offices will be closed for Thanksgiving

Tuesday, December 3  
Next regular City Council Meeting  
City Council Chambers 6:00 pm  
The annual tree lighting ceremony will begin after calling to order in front of Building 1

- Announcements and recognitions by the City Manager (M. Browne)

City Manager Dr. Browne thanked Fire Chief Kade Long and his staff for the opening ceremony they provided for the new Fire Station #3. He also thanked Public Affairs Communications Manager Devan Flores for her great work and the Schertz High School Band for participating.

City Manager Dr. Browne thanked the Chamber and the Military Affairs Committee for their Veterans Day Ceremony and commented on how well the event was executed.

- Announcements and recognitions by the Mayor (M. Carpenter)

Mayor Carpenter thanked all those involved in the recent city election and thanked the candidates for their level of professionalism.

## **Hearing of Residents**

*This time is set aside for any person who wishes to address the City Council. Each person should fill out the speaker's register prior to the meeting. Presentations should be limited to no more than 3 minutes.*

***All remarks shall be addressed to the Council as a body, and not to any individual member thereof. Any person making personal, impertinent, or slanderous remarks while addressing the Council may be requested to leave the meeting.***

*Discussion by the Council of any item not on the agenda shall be limited to statements of specific factual information given in response to any inquiry, a recitation of existing policy in response to an inquiry, and/or a proposal to place the item on a future agenda. The presiding officer, during the Hearing of Residents portion of the agenda, will call on those persons who have signed up to speak in the order they have*

*registered.*

Mayor Carpenter recognized the following residents:

Richard Elder - 4317 Willow Oak - Mr. Elder stated his participation with the My Water Advisor Site available to the residents of Schertz and offered to put together a presentation, as a citizen, using the My Water Advisor Site system for Council. Mr. Elder offered his continued service in reference to the water and telecom systems.

Michael Paul - 9123 Easy Street - Presented to Council a registration for a permit from the Secretary of State of the State of Texas. This permit is issued annually to the Community Emergency Response Team that provides them the authorization to solicit for contributions as a non-profit organization.

Michelle Womak - 2944 Mineral Springs - Expressed her concern about being able to e-mail Council with any concern she may have and have confidence that Council will use discretion and exercise good ethics with the information she entrusts with them. Ms. Womak further discussed her particular e-mail with Council, the details of how it was handled and her displeasure with the situation. Ms. Womak asked Council, in the future, to consider what you a putting in your e-mails and how they will impact eveyone in our community.

Rosemary Scott - 3576 Olde Moss - Expressed her gratitude for the citizens who voted for her and for the City of Schertz. She promised to always do her best with compassion, honesty and integrity.

## **Consent Agenda Items**

The Consent Agenda is considered self-explanatory and will be enacted by the Council with one motion. There will be no separate discussion of these items unless they are removed from the Consent Agenda upon the request of the Mayor or a Councilmember.

- 1. Minutes** – Consideration and/or action regarding the approval of the minutes of the meeting of October 22, 2019. (B. Dennis)
- 2. Resolution No. 19-R-147** - Consideration and/or action approving a Resolution authorizing expenditures totaling no more than \$125,000.00 with Hydropro Solutions for the purchase of water meters during the 2019-2020 fiscal year. (C. Kelm/J. Hooks)

3. **Boards, Commissions and Committee Member Resignations -**  
Consideration and/or action accepting the resignation from Mr. Michael Dahle from the Planning and Zoning Commission and the resignations of Mr. Lou Foehrkolb and Judith Lynn Foehrkolb from the Schertz Historical Preservation Committee. (Mayor/Council/B. Dennis)
  
4. **Resolution No. 19-R-149 -** Consideration and/or action approving a Resolution authorizing the City Manager to enter into an agreement for the purchase of one (1) Animal Services Truck as part of the 2019-2020 vehicle acquisition plan. (C. Kelm/M. Bane)
  
5. **Cancellation of the December 24, 2019, Council Meeting -** Consideration and/or action canceling the December 24, 2019, City Council meeting due to Christmas Eve. (M. Browne/B. Dennis)
  
6. **Ordinance No. 19-S-27 -** Consideration and/or action regarding approval of an Ordinance on a request to rezone approximately 27 acres of land from General Business District (GB) and Manufacturing Light District (M-1) to Planned Development District (PDD), located at 17975 IH-35, City of Schertz, Guadalupe County, Texas (B. James, L. Wood, N. Kopyay) ***Final Reading***

Moved by Councilmember Cedric Edwards, seconded by Councilmember Mark Davis to approve consent agenda items 1-6.

AYE: Councilmember Allison Heyward, Councilmember Mark Davis, Councilmember Ralph Gutierrez, Councilmember Scott Larson, Councilmember Cedric Edwards, Councilmember David Scagliola, Mayor Pro-Tem Tim Brown

Passed

## Discussion and Action Items

The following was read into record:

7. **Resolution No. 19-R-150 -** Consideration and/or action approving a Resolution authorizing a contract with D & S Concrete Contractors relating to Schedule I of the 2018 Street Preservation and Maintenance/Rehabilitation Project and authorizing the budget expenditures for the project and rejecting all bids for Schedules II and III of the project. (B. James/K. Woodlee/J. Nowak)

Mayor Carpenter recognized Engineer John Nowak who introduced this item addressing questions from Council. He recommended Council's approval of this item.

Moved by Mayor Michael Carpenter, seconded by Councilmember Ralph Gutierrez to approve Resolution Number 19-R-150.

AYE: Councilmember Allison Heyward, Councilmember Mark Davis, Councilmember Ralph Gutierrez, Councilmember Scott Larson, Councilmember Cedric Edwards, Councilmember David Scagliola, Mayor Pro-Tem Tim Brown

Passed

The following was read into record:

- 8. Resolution No. 19-R-151** - Consideration and/or action regarding approval of a Resolution casting votes to elect Board of Directors for the Bexar County Appraisal District for the 2020-2021 term. (Mayor/Council)

Mayor Carpenter recognized City Secretary Brenda Dennis who introduced this item stating that the Council has the ballot in their packet and that the City of Schertz has 3 votes to cast. She stated that you can cast all the votes for one candidate or spread them out between others.

Members of Council discussed casting their 3 votes for Sergio "Chico" Rodrigues.

Moved by Mayor Michael Carpenter, seconded by Councilmember Cedric Edwards to approve Resolution Number 19-R-157.

AYE: Mayor Pro-Tem Tim Brown, Councilmember Mark Davis, Councilmember Ralph Gutierrez, Councilmember Scott Larson, Councilmember Cedric Edwards, Councilmember David Scagliola, Councilmember Allison Heyward

Passed

The following was read into record:

- 9. Resolution No. 19-R-152** - Consideration and/or action regarding approval of a Resolution casting votes to elect Board of Directors for the Comal County Appraisal District for the 2020-2021 term.(Mayor/Council)

Mayor Carpenter recognized City Secretary Brenda Dennis who introduced this item stating that the Council has the ballot in their packet and that the City of Schertz has 67 votes to cast. She stated that you can cast all the votes for one candidate or spread them out between others.

Members of Council discussed casting their 67 votes for Dan Krueger.

Moved by Mayor Michael Carpenter, seconded by Mayor Pro-Tem Tim Brown to approve Resolution Number 19-R-152.

AYE: Mayor Pro-Tem Tim Brown, Councilmember Mark Davis, Councilmember Ralph Gutierrez, Councilmember Scott Larson, Councilmember Cedric Edwards, Councilmember David Scagliola, Councilmember Allison Heyward

Passed

The following was read into record:

- 10. Resolution No. 19-R-153** - Consideration and/or action regarding approval of a Resolution casting votes to elect Board of Directors for the Guadalupe County Appraisal District for the 2020-2021 term. (Mayor/Council)

Mayor Carpenter recognized City Secretary Brenda Dennis who introduced this item stating that the Council has the ballot in their packet and that the City of Schertz has 260 votes to cast. She stated that you can cast all the votes for one candidate or spread them out between others.

Members of Council discussed casting their 260 votes for Daryl John.

Moved by Mayor Michael Carpenter, seconded by Councilmember Cedric Edwards to approve Resolution Number 19-R-153.

AYE: Mayor Pro-Tem Tim Brown, Councilmember Mark Davis, Councilmember Ralph Gutierrez, Councilmember Scott Larson, Councilmember Cedric Edwards, Councilmember David Scagliola, Councilmember Allison Heyward

Passed

### **Roll Call Vote Confirmation**

City Secretary Brenda Dennis provided the roll call vote confirmation for agenda items 1 through 10.

### **Requests and Announcements**

- Announcements by the City Manager.

No further announcements.

- Requests by Mayor and Councilmembers that items be placed on a future City Council agenda.

No items requested.

- Announcements by Mayor and Councilmembers

- City and community events attended and to be attended
- City Council Committee and Liaison Assignments (see assignments below)
- Continuing education events attended and to be attended
- Recognition of actions by City employees
- Recognition of actions by community volunteers

Mayor Carpenter recognized the following:

Councilmember Gutierrez stated he attended the following events:

Trunk or Treat  
Balloon Fest  
Samuel Clemens ROTC Veterans Celebration  
Fire Station #3 Grand Opening  
Veterans Day Celebration at the Schertz Veterans Memorial Plaza

Councilmember Scagliola stated he attended the following events:

He echoed attending the above events as well as the election.

Councilmember Heyward stated she attended the following events:

TML Webinars: Annexation, TxDOT Plan 2050, Disaster Response,  
Economic Development  
Trunk or Treat  
Balloon Fest  
Samuel Clemens ROTC Veterans Celebration  
Domestic Violence Vigil  
Homes for Troops Ceremony  
Fire Station #3 Grand Opening  
Veterans Day Celebration at the Schertz Veterans Memorial Plaza

Mayor Carpenter invited everyone to join them on Monday, November 18th for the canvass of the vote for the election, swearing in ceremony for the newly elected officials and recognizing those outgoing officials.

Information available in City Council Packets - **NO DISCUSSION TO OCCUR**

11. Monthly update on major projects in progress/CIP. (B. James/K. Woodlee)

## **Adjournment**

Mayor Carpenter adjourned the meeting at 6:39 p.m.

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Michael R. Carpenter, Mayor

ATTEST:

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Brenda Dennis, City Secretary