

DRAFT

MINUTES REGULAR MEETING July 14, 2020

A Regular Meeting was held by the Schertz City Council of the City of Schertz, Texas, on July 14, 2020, 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 Ralph Gutierrez; Mayor Pro-Tem Mark Davis; Councilmember Rosemary Scott; Councilmember Scott Larson; Councilmember Michael Dahle; Councilmember David Scagliola; Councilmember Allison Heyward; Councilmember Tim Brown

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

Call to Order – City Council Regular Session

Mayor Gutierrez 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 Larson)

Mayor Gutierrez provided the opening prayer followed by the Pledges of Allegiance to the Flags of the United States and the State of Texas, as Councilmember Larson had not arrived.

Mayor Gutierrez gave specific requests to guests and staff in reference to wearing their masks during the City Council meeting and departing the Council meeting.

City Events and Announcements

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

Mayor Gutierrez recognized Assistant City Manager Brian James who announced the City of Schertz will be holding its General Election on November 3, 2020, for the purpose of electing Council Members in Place 3, Place 4, and for Place 5. Information regarding the election and filing deadlines can be found on our

City website.

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

None at this time.

- Announcements and recognitions by the Mayor (R. Gutierrez)

None at this time.

Hearing of Residents

Residents who choose to watch the meeting via live stream, but who would like to participate in Residents to be Heard, should email their comments to City Secretary, Brenda Dennis, at bdennis@schertz.com by 5:00 p.m. on Monday, July 13, 2020, SO THAT THE CITY SECRETARY MAY READ THE PUBLIC COMMENTS INTO THE RECORD UNDER THE HEARING OF RESIDENTS. In the body of the email please include your name, your address, phone number, agenda item # if applicable or subject of discussion, and your comments.

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 Gutierrez recognized the following who spoke:

- Richard A. Kunz, 2960 Red Tip Drive, who spoke as a citizen of Schertz and the President of the Schertz Police Association regarding their concerns/response to the recent Class & Compensation Study and the recent Staffing study. Mr. Kunz was careful to note their concerns/response (the Schertz Police Association) was not to cast blame or to cause embarrassment to anyone, but was simply to notify City Council.

- Maggie Titterington, President of The Chamber who announced that on September 15, 2020, at 11:15 a.m. at the Schertz Civic Center, 1400 Schertz Parkway, Building 5, they will host a Civic Leadership Luncheon. This will be in place of our traditional 'meet the candidates'. Join us as we host the candidates, incumbents and current sitting officials from Schertz, Cibolo, Selma and SCUCISD for a person to person meet and greet. Ask questions, receive information and be current on who is running or already sitting in office in your area. Maggie also thanked Dean Midlick, Marketing and PR Director with Physicians Premier, for providing COVID-19 updates for our communities.

Mayor Gutierrez recognized City Secretary Brenda Dennis asking if any residents had signed up on-line prior to the meeting to be heard. She indicated there were none.

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.

The following were read into record:

1. **Minutes** – Consideration and/or action regarding the approval of the minutes of the regular meeting of July 7, 2020. (B. Dennis)
2. **Resolution No. 20-R-70** - Consideration and/or action approving a Resolution by the City Council of the City of Schertz, Texas authorizing a Public Library Interlocal Agreement between the City of Schertz and the County of Bexar for the purpose of participating in a CARES Act 2020 Grant Agreement to circulate WI-FI Hotspots, and other matters in connection therewith. (B. James/M. Uhlhorn)
3. **Resolution 20-R-76** - Consideration and/or action approving a Resolution by the City Council of the City of Schertz, Texas authorizing the City Manager to waive the utility bill reimbursement requirements for the Buffalo Valley Youth Association (BVYA) and the Schertz Youth Soccer Alliance (SYSA) for the 2020 calendar year totaling approximately \$20,000. (B. James/L. Shrum)

Moved by Councilmember Michael Dahle, seconded by Councilmember Tim Brown to approve consent agenda items 1-3.

AYE: Mayor Pro-Tem Mark Davis, Councilmember Rosemary Scott, Councilmember Scott Larson, Councilmember Michael Dahle, Councilmember David Scagliola, Councilmember Allison Heyward, Councilmember Tim Brown

Passed

Discussion and Action Items

- 4. Resolution No. 20-R-67** – Consideration and/or action approving a Resolution by the City Council of the City of Schertz, Texas calling the November 3, 2020, City of Schertz Joint General Election with Comal County, Bexar County and Guadalupe County and approving the Comal County Agreement/Memorandum of Understanding, Bexar County Agreement/Memorandum of Understanding and the Guadalupe County Election Contract. (B. Dennis/Council)

Mayor Gutierrez recognized City Secretary Brenda Dennis who provided information regarding calling the November 3, 2020, Joint General Election with Comal, Bexar, and Guadalupe Counties for the purpose of electing Councilmember Places 3, 4, and 5 for a three-year term ending in November 2023 and for the approval of the Comal County Elections Memorandum of Understanding, the Bexar County Elections Memorandum of Understanding, and the Guadalupe County Contract. Action on this item will authorize staff to finalize the agreements with the three counties and the respective Election Administrators or County Clerk to conduct our election. Ms. Dennis provided additional detailed information about required postings, candidate packets, and voting centers. All information can be found on our city website.

Moved by Councilmember David Scagliola, seconded by Councilmember Tim Brown to approve Resolution No. 20-R-67.

AYE: Mayor Pro-Tem Mark Davis, Councilmember Rosemary Scott, Councilmember Scott Larson, Councilmember Michael Dahle, Councilmember David Scagliola, Councilmember Allison Heyward, Councilmember Tim Brown

Passed

Workshop

- 5. Workshop Discussion and possible action regarding (Ordinance 20-H-18) -** Discussion and possible action regarding Ordinance No. 20-H-18 and update regarding the COVID-19 virus and our current Ordinance No. 20-H-18 - Declaration of Local Disaster, also a short presentation from Dr. Stephen Carter and Dr. Lonnie Schwirlich. (M. Browne/C. Kelm/K. Long)

Mayor Gutierrez recognized Assistant City Manager Charles Kelm who provided a PowerPoint presentation updating Council on COVID-19 statistics. Mr. Kelm introduced Dr. Stephen Carter and Dr. Lonnie Schwirlich with Physician Premier ER.

Mayor Gutierrez recognized Dr. Stephen Carter and Dr. Lonnie Schwirlich with Physician Premier ER who also provided a PowerPoint presentation which gave an excellent more specific/detailed update on the dynamics and treatments of COVID-19 and answered questions from Council. Council was very appreciative for their expertise and willingness to speak at our Council meeting.

Mayor Gutierrez reiterated his appreciation to the Doctors for their presentation and willingness to give of their time and speak to Council.

Mayor Gutierrez also stated Fire Chief Kade Long wished to point out our Public Affairs Department is updating our numbers on COVID-19 within the hour of our municipality receiving them. The numbers posted on our website are current.

Roll Call Vote Confirmation

City Secretary Brenda Dennis provided roll call confirmation for items 1-4.

Closed Session

The following was read into record:

- 6.** City Council will meet in Closed Session under Sections 551.071 and 551.072 of the Texas Government Code, to seek the advice of its attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Act, and to deliberate the purchase, exchange, lease, or value of real property, to wit: certain water and wastewater rights and associated real property rights and available options.

Mayor Gutierrez asked those who were not participating in the closed session to step outside the building until the closed session had ended. Mayor Gutierrez recessed the regular meeting into closed session at 6:50 p.m.

Reconvene into Regular Session

Mayor Gutierrez reconvened into regular session at 7:18 p.m.

- 6A. Take any action based on discussions held in closed session under Agenda Item 6.

No action was taken.

Information available in City Council Packets - NO DISCUSSION TO OCCUR

Mayor Gutierrez mentioned agenda item 7 which was in the City Council packets can also be found on our website.

7. 2019 Tax Year reimbursement per the Development Agreement with Amazon.com Services, Inc. (A. Perez)

Requests and Announcements

- Announcements by the City Manager.

None at this time.

Mayor Gutierrez specified a change being made to future agendas. We will provide the opportunity for Council to ask for any updates or information on anything you like, while also providing you the option to place something on a future agenda.

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

None at this time.

- 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 Gutierrez recognized Councilmember Mark Davis who stated he attended the TIRZ (Tax Increment Reinvestment Zone No. 2) meeting as well as attended the Schertz Housing Authority meeting.

Mayor Gutierrez recognized Councilmember Michael Dahle who stated he also attended the TIRZ (Tax Increment Reinvestment Zone No. 2) meeting today.

Mayor Gutierrez recognized Councilmember Allison Heyward who stated she attended the Commissioners Court meeting where they mentioned the need for volunteers for a food distribution which will be held on July 16, 2020, from 12:00 to 5:00 p.m., at Steel High School along with the Guadalupe County Texas Emergency Management and Fire Marshall's Departments. She stated you can find additional information on their website or use the link on their Facebook page. Councilmember Heyward stated that she also attended the Guadalupe County Community Coalition where they discussed the topic of psychosis. There is an organization "Bluebonnet Trails Community Service Clear Path" who help with treatment for people between the ages of 15 and 30 with psychosis and drug addiction.

Councilmember Heyward also announced that the Randolph Area Christian Assistance Program (RACAP) has a program to help with needed school supplies. You can find additional information on their website.

Adjournment

Mayor Gutierrez adjourned the meeting at 7:23 p.m.

Ralph Gutierrez, Mayor

ATTEST:

Brenda Dennis, City Secretary