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City of Seguin

210 E. Gonzales Street
Seguin TX, 78155

Meeting Minutes

City Council

Tuesday, November 5, 2019

5:30 PM

Council Chambers

1. Call to Order

The City Council met in a REGULAR Called Meeting on Tuesday, November 5, 2019 at 5:30 pm in the City Hall Council Chambers, City Hall, 210 East Gonzales in City of Seguin, with Mayor Don Keil presiding.

2. Invocation - Council Member

3. Pledge of Allegiance/Salute to the Texas Flag

4. Roll Call

Present: 7 - Council Member Mark Herbold, Council Member Fonda Mathis, Council Member Jeannette Crabb, Council Member Chris Rangel, Council Member Jeremy Roy, Council Member Penny Wallace, and Council Member Chris Aviles

Presiding: 1 - Mayor Don Keil

Absent: 1 - Council Member Ernest Leal

5. Hearing of Residents:

Invitation to hear citizens and council members in advance of regular business on items other than what is on the agenda, which shall be limited to five (5) minutes. Discussion of any item not on the agenda shall be limited to 1) Statements of specific factual information given in response to any inquiry; 2) A recitation of existing policy in response to an inquiry; 3) A proposal to place the subject on the agenda for a future meeting; 4) For the record, please state your name and address before speaking.

*Name: Chili Ornales
City: Schertz, Texas*

Mr. Ornales read and presented a Resolution from LULAC Council 682 opposing the promotion of any mural or advertisement that highlights a dark chapter of history when large numbers of Americans of Mexican descent were murdered with impunity by the Texas Rangers. The mural in question was painted on the north side of the Aumont Hotel.

The following individuals spoke against the mural and the history of the Texas Rangers especially the years between 1910 and 1920.

Name: Leonardo Molina Jr.
Address: Hollow Lane
City: Seguin, Texas

Name: Jesus Trinidad
Address: 122 West Hampton
City: Seguin, Texas

Name: Beto Rincon
Address: 930 FM 464
City: Seguin, Texas 78155

Name: Beth Raetzsch
Address: 827 E. College St
City: Seguin, Texas

Ms. Raetzsch expressed her concerns of the plans for Bauer Park. She expressed concerns of the upcoming decision changes to the footprint of the neighborhood park and feels like this should be the best neighborhood park.

6. Consent Agenda

A motion was made by Council Member Herbold, seconded by Council Member Wallace, that the minutes and ordinances be approved on the Consent Agenda. The motion carried by the following vote:

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Herbold, Council Member Mathis, Council Member Crabb, Council Member Rangel, Council Member Roy, Council Member Wallace, and Council Member Aviles

a. [19-362](#)

City Council Minutes of October 5, 2019 and October 29, 2019

This Minutes were approved.

b. [19-373](#)

Ordinance on second reading amending the Fiscal Year 2020 General Fund Budget of the City of Seguin, Texas; and declaring an effective date

This Ordinance was adopted

Enactment No: ORD 2019-068

c. [19-374](#)

Ordinance on second reading amending the Fiscal Year 2020 Utility Fund Budget of the City of Seguin, Texas; and declaring an effective date

This Ordinance was adopted

Enactment No: ORD 2019-069

d. [19-375](#)

Ordinance on second reading amending the Fiscal Year 2020 Special

Revenue Fund Budget of the City of Seguin, Texas; and declaring an effective date

This Ordinance was adopted

Enactment No: ORD 2019-070

7. **Action Items - Discussion and Possible Motion to Approve**

a. [ZC-14-19](#)

Public Hearing and Ordinance on first reading to consider a Zoning Change from Commercial and Single Family Residential to Commercial for property located at 1575 N. Austin Street, Property Id 26530 (ZC 14-19) - Pamela Centeno, Director of Planning & Codes

The regular meeting was recessed and the public hearing was called to order. There being no public comments, the public hearing was adjourned and the regular meeting was reconvened.

A motion was made by Council Member Crabb, seconded by Council Member Rangel, that this Zoning Ordinance be approved on first reading. The motion carried by the following vote:

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Herbold, Council Member Mathis, Council Member Crabb, Council Member Rangel, Council Member Roy, Council Member Wallace, and Council Member Aviles

Enactment No: ORD 2019-071

b. [ZC-16-19](#)

Public Hearing and Ordinance on first reading to consider a Zoning Change from Commercial to Neighborhood Commercial for property located at 409 N. Austin Street, Property ID 13525 (ZC 16-19) - Pamela Centeno, Director of Planning & Codes

The regular meeting was recessed and the public hearing was called to order. There being no public comments, the public hearing was adjourned and the regular meeting was reconvened.

A motion was made by Council Member Wallace, seconded by Council Member Mathis, that this Zoning Ordinance be denied. The motion passed by the following vote:

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Herbold, Council Member Mathis, Council Member Crabb, Council Member Rangel, Council Member Roy, Council Member Wallace, and Council Member Aviles

c. [ZC-17-19](#)

Public Hearing and Ordinance on first reading to consider a Zoning Change from Agricultural-Ranch to Light Industrial for property located at 6138 E. US Hwy. 90, Property ID 71221, 121685, 128559 (ZC 17-19) - Pamela Centeno, Director of Planning & Codes

The regular meeting was recessed and the public hearing was called to order. There being no public comments, the public hearing was adjourned and the regular meeting was reconvened.

A motion was made by Council Member Herbold, seconded by Council Member Mathis, that this Zoning Ordinance be approved on first reading. The motion carried by the following vote:

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Herbold, Council Member Mathis, Council Member Crabb, Council Member Rangel, Council Member Roy, Council Member Wallace, and Council Member Aviles

Enactment No: ORD 2019-072

d. [19-380](#)

Public hearing and first reading on Ordinance renewing a designation of a 50.00 acre tract of land, more or less, located along Interstate 10, near Rio Nogales Drive and 8th Street as Seguin Reinvestment Zone #4, pursuant to Chapter 312 of the Texas Tax Code; making certain findings in connection therewith; providing an effective date; and providing a severability clause - Josh Schneuker, Director of Economic Development

The regular meeting was recessed and the public hearing was called to order. There being no public comments, the public hearing was adjourned and the regular meeting was reconvened.

A motion was made by Council Member Mathis, seconded by Council Member Crabb, that this Ordinance be approved on first reading. The motion carried by the following vote:

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Herbold, Council Member Mathis, Council Member Crabb, Council Member Rangel, Council Member Roy, Council Member Wallace, and Council Member Aviles

Enactment No: ORD 2019-073

e. [19-372](#)

Public hearing and first reading on Ordinance designating a 60.95 acre tract of land, more or less, located between 8th Street and Guadalupe Street as a Reinvestment Zone pursuant to Chapter 312 of the Texas Tax Code; making certain findings in connection therewith; providing an effective date; and providing a severability clause - Josh Schneuker, Director of Economic Development

The regular meeting was recessed and the public hearing was called to order. There being no public comments, the public hearing was adjourned and the regular meeting was reconvened.

A motion was made by Council Member Crabb, seconded by Council Member Aviles, that this Ordinance be approved on first reading. The motion carried by the following vote:

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Herbold, Council Member Mathis, Council Member Crabb, Council Member Rangel, Council Member Roy, Council Member Wallace, and Council Member Aviles

Enactment No: ORD 2019-074

f. [19-364](#)

Resolution approving a Bond Resolution adopted by the Board of Directors of the Schertz/Seguin Local Government Corporation authorizing the issuance of Obligations designated as "Schertz/Seguin Local Government Corporation Contract Revenue Refunding Bonds, Series 2019 (San Antonio Water System Expansion Water Treatment Project 2)"; acknowledging that these obligations were sold to the authorized representative of a group of underwriters identified in the preliminary official statement pursuant to the provisions of a purchase contract; ratifying, reconfirming, and readopting the provisions of a Mutual Region Water Supply Contract executed between the City of Schertz, Texas, the City of Seguin, Texas, the Schertz/Seguin Local Government Corporation, and the City of San Antonio, Texas, acting by and through its San Antonio Water System; authorizing the Mayor, the City Secretary, and/or the City Manager of the City of Seguin, Texas to execute on behalf of the City of Seguin, Texas all documents in connection with this transaction; and other matters in connection therewith - Duane Westerman, SAMCO Capital Markets, Inc.

A motion was made by Council Member Wallace, seconded by Council Member Mathis, that this Resolution be approved. The motion carried by the following vote:

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Herbold, Council Member Mathis, Council Member Crabb, Council Member Rangel, Council Member Roy, Council Member Wallace, and Council Member Aviles

Enactment No: RES 2019-132

g. [19-376](#)

Resolution authorizing the purchase of a dump truck for the Public Works Department; and declaring an effective date - Twila Wood, Purchasing Manager

A motion was made by Council Member Mathis, seconded by Council Member Aviles, that this Resolution be approved. The motion carried by the following vote:

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Herbold, Council Member Mathis, Council Member Crabb, Council Member Rangel, Council Member Roy, Council Member Wallace, and Council Member Aviles

Enactment No: RES 2019-133

h. [19-378](#)

Resolution authorizing the sale of surplus property in accordance with the City's Disposal of Assets Policy - Twila Wood, Purchasing Manager

A motion was made by Council Member Rangel, seconded by Council Member

Mathis, that this Resolution be approved. The motion carried by the following vote:

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Herbold, Council Member Mathis, Council Member Crabb, Council Member Rangel, Council Member Roy, Council Member Wallace, and Council Member Aviles

Enactment No: RES 2019-134

i. [19-391](#)

Resolution authorizing the purchase of holiday lighting for the Downtown Business Outline from Decor IQ - Kyle Kramm, Director of Main Street and CVB

A motion was made by Council Member Mathis, seconded by Council Member Wallace, that this Resolution be approved. The motion carried by the following vote:

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Herbold, Council Member Mathis, Council Member Crabb, Council Member Rangel, Council Member Roy, Council Member Wallace, and Council Member Aviles

Enactment No: RES 2019-135

j. [19-390](#)

Ordinance on first reading amending the Fiscal Year 2020 Utility Fund Budget of the City of Seguin, Texas; and declaring an effective date - Susan Caddell, Director of Finance

A motion was made by Council Member Mathis, seconded by Council Member Rangel, that this Ordinance be approved on first reading. The motion carried by the following vote:

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Herbold, Council Member Mathis, Council Member Crabb, Council Member Rangel, Council Member Roy, Council Member Wallace, and Council Member Aviles

Enactment No: ORD 2019-075

k. [19-384](#)

Resolution authorizing purchase of furniture for Communications Center; and declaring an effective date - Terry Nichols, Chief of Police

A motion was made by Council Member Crabb, seconded by Council Member Aviles, that this Resolution be approved. The motion carried by the following vote:

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Herbold, Council Member Mathis, Council Member Crabb, Council Member Rangel, Council Member Roy, Council Member Wallace, and Council Member Aviles

Enactment No: RES 2019-136

I. [19-365](#)

Resolution authorizing the City Manager to execute change order #2 to Rockin Q Construction in the amount of \$200,898.68 for the Hidalgo Street & Roosevelt Drive Improvements Project - David Rabago, P.E., City Engineer

A motion was made by Council Member Roy, seconded by Council Member Rangel, that this Resolution be approved. The motion carried by the following vote:

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Herbold, Council Member Mathis, Council Member Crabb, Council Member Rangel, Council Member Roy, Council Member Wallace, and Council Member Aviles

Enactment No: RES 2019-137

m. [19-389](#)

Resolution supporting the traffic design plan for posted speed limits of 25 mph for the Greenspoint Heights and Greenspoint Village Subdivisions - David Rabago, P.E., CFM, City Engineer

A motion was made by Council Member Herbold, seconded by Council Member Wallace, that this Resolution be approved. The motion carried by the following vote:

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Herbold, Council Member Mathis, Council Member Crabb, Council Member Rangel, Council Member Roy, Council Member Wallace, and Council Member Aviles

Enactment No: RES 2019-138

n. [19-386](#)

Ordinance on first reading amending the Seguin Code of Ordinances Chapter 98, Traffic and Vehicles, Article V, Stopping, Standing and Parking, Section 98-107, No Parking Zones, to establish a no parking zone along the north and south sides of Continental Drive east of Sabrina Street to N. Austin St. (SH 123B) providing for an effective date; providing for publication; and providing for penalties for violation thereof - David Rabago, P.E., CFM, City Engineer

A motion was made by Council Member Crabb, seconded by Council Member Mathis, that this Ordinance be approved on first reading. The motion carried by the following vote:

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Herbold, Council Member Mathis, Council Member Crabb, Council Member Rangel, Council Member Roy, Council Member Wallace, and Council Member Aviles

Enactment No: ORD 2019-076

o. [19-387](#)

Ordinance on first reading amending the Seguin Code of Ordinances Chapter 98, Traffic and Vehicles, Article V, Stopping, Standing and Parking, Section 98-107, No Parking Zones, to establish a no parking/only pick up and drop zones along the south side of West Mountain Street and west side of Bowie Street and designating school zones on the appropriate blocks of West Mountain and North Bowies Streets associated with Joe F. Saegert Middle School, all within the City of Seguin, Texas; providing for a severability clause; providing for an effective date; providing for penalties for violation, providing for publication of this Ordinance; and authorizing city staff to prepare this Ordinance for submission as a supplement to the Seguin Code of Ordinances - David Rabago, P.E., CFM, City Engineer

A motion was made by Council Member Mathis, seconded by Council Member Rangel, that this Ordinance be approved on first reading. The motion carried by the following vote:

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Herbold, Council Member Mathis, Council Member Crabb, Council Member Rangel, Council Member Roy, Council Member Wallace, and Council Member Aviles

Enactment No: ORD 2019-077

p. [19-385](#)

Resolution authorizing the City Manager to execute an Affiliation Agreement between the City of Seguin and the United States Army for the purpose of serving as a clinical site for their students enrolled in the combat paramedic course - Dale Skinner, Fire/EMS Chief

A motion was made by Council Member Crabb, seconded by Council Member Aviles, that this Resolution be approved. The motion carried by the following vote:

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Herbold, Council Member Mathis, Council Member Crabb, Council Member Rangel, Council Member Roy, Council Member Wallace, and Council Member Aviles

Enactment No: RES 2019-139

q. [19-381](#)

Ordinance on first reading amending the Seguin Code of Ordinances, Appendix C - Fee Schedule, Chapter 86, Solid Waste, Article II, Garbage and Article IV, Curbside Recycling; providing for a severability clause; providing for publication; providing for an effective date; and authorizing city staff to submit this ordinance as a supplement to the Seguin Code of Ordinances - Rick Cortes, Assistant City Manager

This Ordinance was tabled until the next City Council meeting.

8. Acknowledgment of Bills

The bills were acknowledged.

a. [19-363](#)

Check Report: October 11, 2019 to October 31, 2019

9. Executive Session

The regular meeting was recessed and the council went into Executive Session at 6:30 pm. The regular meeting reconvened at 7:06 pm.

a. [13-014](#)

Deliberation regarding Economic Development Negotiations in accordance to Section 551.087 - Doug Faseler, City Manager

b. [13-048](#)

Consultation with City Attorney in accordance with Section 551.071 and Section 551.072 regarding Deliberation on Real Property, Easements and Right-of-Way access for several projects - Doug Faseler, City Manager

c. [15-105](#)

Deliberate pending/contemplated litigation, settlement offer(s), public nuisance, and matters concerning privileged and unprivileged client information deemed confidential by Rule 1.05 of the Texas Disciplinary Rules of Professional Conduct in accordance with Section 551.071, of the Texas Government Code - Andy Quittner, City Attorney

10. Adjournment

There being no further business before the council the meeting adjourned at 7:06 pm.

Don Keil, Mayor

Attest:

Naomi Manski, City Secretary