



City of Seguin

210 E. Gonzales Street
Seguin TX, 78155

Meeting Minutes City Council

Tuesday, May 5, 2015

5:30 PM

Council Chambers

1. **Call to Order**

2. **Invocation - Council Member Donna Dodgen**

3. **Pledge of Allegiance/Salute to the Texas Flag**

4. **Roll Call**

Present: 7 - Council Member Ernest Leal, Council Member Tomas V. Castellon, Council Member Fonda Mathis, Council Member Carlos Medrano, Council Member Phil Seidenberger, Council Member Donna Dodgen, and Council Member Mark Herbold

Presiding: 1 - Mayor Don Keil

Absent: 1 - Council Member Jeannette Crabb

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.

Citizen Comments

Councilmember Ernest Leal

He reminded the council about the young woman that was killed on Sunset St. and asked if perhaps the area could be mowed and kept clean in her honor.

Councilmember Donna Dodgen

She thanked everyone that participated in the Fire Department Golf Tournament.

Councilmember Fonda Mathis

She stated that the SSLGC tour was phenomenal and most impressive.

6. **Presentation**

a. **[15-141](#)**

Certificate of Recognition honoring Billy Rodriguez upon his retirement - Mayor Don Keil

Mayor Keil shared some words of honor for the work that Billy Rodriguez had done as a police officer in his years of service with the City of Seguin.

b. [15-148](#)

Update on the San Antonio Food Bank - Eric Cooper, President SA Food Bank

Mr. Eric Cooper, CEO of area food bank.

He provided an overview of the project and how they serve numerous non-profits in Seguin. One of those is Our Lady of Guadalupe and representatives that work from that facility were in attendance.

7. **Consent Agenda**

A motion was made by Council Member Castellon, seconded by Council Member Medrano, that this be approved on the Consent Agenda. The motion carried by the following vote:

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Leal, Council Member Castellon, Council Member Mathis, Council Member Medrano, Council Member Seidenberger, Council Member Dodgen, and Council Member Herbold

a. [15-151](#)

City Council Minutes 4-21-2015 REGULAR

The Minutes were approved.

b. [ZC 05-15](#)

Ordinance on second reading to consider a Zoning Change Request from Light Industrial to Industrial for the property located at the 900 Block of E. Seideman St., Seguin Industrial & Development Foundation, Blk: 13, PT of Lots 17 & 18, 2.4400 acres, Property ID 41327 (ZC 05-15)

This Zoning Ordinance was adopted.

Enactment No: ORD 2015-25

c. [ZC 06-15](#)

Ordinance on second reading to consider a Zoning Change Request from Light Industrial to Industrial for the property located at the 900 Block of E. Seideman St., Seguin Industrial & Development Foundation, Lot: 12 & 13, Blk: 13, approx. 3.2020 acres, Property ID 41321 (ZC 06-15)

This Zoning Ordinance was adopted.

Enactment No: ORD 2015-26

d. [15-135](#)

Ordinance on second reading adding Section 3.2.4(2) Single Family Residential (R-2) to the Seguin Unified Development Code; amending Section 3.4.3- Land Use Matrix and Section 3.6.2- Residential Lot Standards to include the new R-2 district; Providing for a Severability Clause and Providing for an effective date

This Ordinance was adopted.

Enactment No: ORD 2015-27

- e. [15-140](#) Ordinance on second reading amending sections 1.1.9 (Violations); 1.2.5 (Long Range Planning Committee), 2.7.5 (Variances), 3.4.3 (Land Use Matrix: Industrial Uses), and 4.1.4.C (Subdivision: General Principles) of the Seguin Unified Development Code; Providing for a Severability Clause and Providing for an effective date

This Ordinance was adopted.

Enactment No: ORD 2015-28

- f. [15-144](#) Ordinance on second reading amending Chapter 22, Businesses, Article VI, Amusement Redemption Machine Establishments to add new procedures for revocation of permits and appeal thereof; providing for publication of this Ordinance; providing a severability clause; providing for an effective date; and authorizing city staff to prepare this Ordinance for submission as a supplement to the Code of Ordinances

This Ordinance was adopted.

Enactment No: ORD 2015-29

8. Action Items - Discussion and Possible Motion to Approve

- a. [15-147](#) Resolution of the City Council of Seguin, Texas establishing a "Drug Free Zone and a Gang Free Zone" in and around Park West; and establishing an effective date - Jack Jones, Director of Parks and Recreation

A motion was made by Council Member Medrano, 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 Leal, Council Member Castellon, Council Member Mathis, Council Member Medrano, Council Member Seidenberger, Council Member Dodgen, and Council Member Herbold

Enactment No: RES 2015-57

- b. [15-139](#) Ordinance on first reading amending the Seguin Code of Ordinances Chapter 74, Parks, Article III, Use Regulations; to add new park facilities and modernize the rules; providing for publication of this ordinance; providing a severability clause; providing for an effective date; and authorizing city staff to prepare this ordinance for submission as a supplement to the Code of Ordinances - Jack Jones, Director of Parks and Recreation

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

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Leal, Council Member Castellon, Council Member Mathis, Council Member Medrano, Council Member Seidenberger, Council Member Dodgen, and Council Member Herbold

Enactment No: ORD 2015-30

- c. [15-154](#) Approval of reports for quarter ended March 31, 2015 for the following organizations that receive Occupancy Tax Funding - Susan Caddell, Director of Finance
- a. Seguin Conservation Society
 - b. Mid Texas Symphony
 - c. Seguin Heritage Museum
 - d. Guadalupe County Fair Association
 - e. Seguin LULAC Council #682
 - f. Seguin Area Chamber of Commerce
 - g. Seguin Art League
 - h. The Fields of Huber Ranch

A motion was made by Council Member Medrano, seconded by Council Member Dodgen, that this Action Item be approved. The motion carried by the following vote:

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Leal, Council Member Castellon, Council Member Mathis, Council Member Medrano, Council Member Seidenberger, Council Member Dodgen, and Council Member Herbold

- d. [15-152](#) Variance Request by Mr. W. Fireworks, Located at 177 Pine Meadow Road, to allow the sale of Fireworks within 5000 feet of the City Limits - Dale Skinner, Fire/EMS Chief

*Name: Winton Roberson
Address: 12626 Panola Cove
City: San Antonio, Texas*

He stated that they originally bought the property in 2005 and that in 2006 then the area was in the ETJ of the City of Seguin. They had a variance for 8 years and they are back requesting an extension of an additional 8 years. He said the monies raised are for fundraising purposes by County Line Firefighters.

*Name: Amy Fussell, assistant chief for County Line firefighters
Address: 131 Hickory Drive
City: Seguin, Texas*

She said the city get the sales taxes and they can use the funds from the Mr. W fireworks stands. The revenues helps to update their training, new equipment, new trucks and etc...She requests at least 1 more year so that they can find a new location and continue finance what they do.

*Name: Barbara Brown, secretary-treasurer for County Line
Address: 135 Hickory Drive
City: Seguin, Texas*

She asked the council to consider allowing the variance for Mr. W fireworks so that they can continue to grow as a department since they do live in a rural area.

*Name: Diana Wildman, treasurer for Mr. W Fireworks
Address: 547 Parktime Lane
City: San Antonio, Texas
She was in support of Mr. W Fireworks request.*

A motion was made by Council Member Seidenberger, seconded by Council Member Castellon, that this Action Item be rejected as recommended by Fire Chief Dale Skinner. The motion carried by the following vote:

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Leal, Council Member Castellon, Council Member Mathis, Council Member Medrano, Council Member Seidenberger, Council Member Dodgen, and Council Member Herbold

e. [15-156](#)

Allow Jordan Foster Construction Company to construct roadway improvements at the corner of Elm and River Street during night-time hours on a temporary basis; providing for an effective date - Jose (Joe) R. Ramos, Jr., P.E., City Engineer

A motion was made by Council Member Castellon, seconded by Council Member Medrano, that this Action Item be approved. The motion carried by the following vote:

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Leal, Council Member Castellon, Council Member Mathis, Council Member Medrano, Council Member Seidenberger, Council Member Dodgen, and Council Member Herbold

f. [15-153](#)

Resolution authorizing the City Manager to execute Change Order #9 in the amount of \$90,275.50 with Jordan Foster Construction for the River-San Marcos-Heideke Phase I Project; and declaring and effective date - Jose (Joe) R. Ramos, Jr., P.E., City Engineer

A motion was made by Council Member Dodgen, 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 Leal, Council Member Castellon, Council Member Mathis, Council Member Medrano, Council Member Seidenberger, Council Member Dodgen, and Council Member Herbold

Enactment No: RES 2015-58

g. [15-155](#)

Resolution to ratify the submittal of the 2015 TAP Call for Projects to the Texas Department of Transportation (TxDOT) - Jose (Joe) R. Ramos, Jr., P.E., City Engineer

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

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Leal, Council Member Castellon, Council Member Mathis, Council Member Medrano, Council Member Seidenberger, Council Member Dodgen, and Council Member Herbold

Enactment No: RES 2015-59

9. Acknowledgment of Bills

The bills were acknowledged.

10. Executive Session

a. 13-014

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

This item was not addressed at this time.

11. Adjournment

There being no further business before the council the meeting adjourned at 6:30 pm.

Don Keil, Mayor

Thalia Patlan Stautzenberger, City Secretary