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City of Seguin

210 E. Gonzales Street
Seguin TX, 78155

Meeting Minutes

City Council

Tuesday, November 19, 2019

5:30 PM

Council Chambers

1. Call to Order

The City Council met in a REGULAR Called Meeting on Tuesday, November 19, 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 Penny Wallace

3. Pledge of Allegiance/Salute to the Texas Flag

4. Roll Call

Present: 8 - Council Member Mark Herbold, Council Member Fonda Mathis, Council Member Ernest Leal, 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

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.

Mayor Don Keil said on behalf of the City Council and citizens of Seguin he wanted to extend his gratitude to retiring City Manager Doug Faseler for his years of service leading the City of Seguin.

6. Presentation

a. [19-423](#) Presentation regarding Pro Shop remodeling project update - Bruce Allen, Golf Course General Manager

Bruce Allen made a power point presentation of the plans for the Max Starcke Park Pro Shop.

7. Consent Agenda

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

Presiding: 1 - Mayor Keil

Aye: 8 - Council Member Herbold, Council Member Mathis, Council Member Leal, Council Member Crabb, Council Member Rangel, Council Member Roy, Council Member Wallace, and Council Member Aviles

a. [19-406](#)

City Council Minutes of November 5, 2019

This Minutes were approved.

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

Ordinance on second 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)

This Zoning Ordinance was adopted

Enactment No: ORD 2019-071

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

Ordinance on second 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)

This Zoning Ordinance was adopted

Enactment No: ORD 2019-072

d. [19-380](#)

Ordinance on second reading 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

This Ordinance was adopted

Enactment No: ORD 2019-073

e. [19-372](#)

Ordinance on second reading 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

This Ordinance was adopted

Enactment No: ORD 2019-074

f. [19-390](#)

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 2019-075

g. [19-386](#)

Ordinance on second 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

This Ordinance was adopted

Enactment No: ORD 2019-076

h. [19-387](#)

Ordinance on second 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

This Ordinance was adopted

Enactment No: ORD 2019-077

8. Action Items - Discussion and Possible Motion to Approve

a. [19-417](#)

Resolution consenting to the creation of Lake McQueeney Water Control and Improvement District No. 1, containing land within the city limits and the extraterritorial jurisdiction of the City of Seguin, Texas - Bob Spalten

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

Presiding: 1 - Mayor Keil

Aye: 8 - Council Member Herbold, Council Member Mathis, Council Member Leal, Council Member Crabb, Council Member Rangel, Council Member Roy, Council Member Wallace, and Council Member Aviles

Enactment No: RES 2019-140

b. [19-379](#)

Resolution of votes cast to elect Directors for the Guadalupe Appraisal District for the 2020-2021 Term - Mayor Don Keil

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

Presiding: 1 - Mayor Keil

Aye: 8 - Council Member Herbold, Council Member Mathis, Council Member Leal, Council Member Crabb, Council Member Rangel, Council Member Roy, Council Member Wallace, and Council Member Aviles

Enactment No: RES 2019-141

c. [19-418](#)

Resolution to award the proposal for engineering services related to the replacement of a force main from the City's Water Treatment Plant to the Walnut Branch Wastewater Treatment Plant to TRC Engineers, Inc. in the amount of \$78,405.00; and declaring an effective date - Timothy J. Howe, Director - Water/Wastewater Utilities

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: 8 - Council Member Herbold, Council Member Mathis, Council Member Leal, Council Member Crabb, Council Member Rangel, Council Member Roy, Council Member Wallace, and Council Member Aviles

Enactment No: RES 2019-142

d. [19-392](#)

Resolution authorizing the purchase of a backhoe, loader, and a skid steer for the Water and Wastewater Maintenance Department as well as a skid steer including roto tillers for the Wastewater Treatment Department; and declaring an effective date - Timothy Howe, Director - Water / Wastewater Utilities

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

Presiding: 1 - Mayor Keil

Aye: 8 - Council Member Herbold, Council Member Mathis, Council Member Leal, Council Member Crabb, Council Member Rangel, Council Member Roy, Council Member Wallace, and Council Member Aviles

Enactment No: RES 2019-143

e. [19-393](#)

Resolution authorizing the purchase of a mini excavator for the Water and Wastewater Maintenance Department; and declaring an effective date -

Timothy Howe, Director - Water / Wastewater Utilities

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

Presiding: 1 - Mayor Keil

Aye: 8 - Council Member Herbold, Council Member Mathis, Council Member Leal, Council Member Crabb, Council Member Rangel, Council Member Roy, Council Member Wallace, and Council Member Aviles

Enactment No: RES 2019-144

f. [19-420](#)

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 Wallace, that this Ordinance be approved on first reading. The motion carried by the following vote:

Presiding: 1 - Mayor Keil

Aye: 8 - Council Member Herbold, Council Member Mathis, Council Member Leal, Council Member Crabb, Council Member Rangel, Council Member Roy, Council Member Wallace, and Council Member Aviles

Enactment No: ORD 2019-078

g. [19-377](#)

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

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

Presiding: 1 - Mayor Keil

Aye: 8 - Council Member Herbold, Council Member Mathis, Council Member Leal, Council Member Crabb, Council Member Rangel, Council Member Roy, Council Member Wallace, and Council Member Aviles

Enactment No: RES 2019-145

h. [19-421](#)

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

A motion was made by Council Member Leal, 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 Leal, Council Member Crabb, Council Member Rangel, Council Member Roy, and Council Member Wallace**Abstain:** 1 - Council Member Aviles

Enactment No: RES 2019-146

i. [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

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:** 8 - Council Member Herbold, Council Member Mathis, Council Member Leal, Council Member Crabb, Council Member Rangel, Council Member Roy, Council Member Wallace, and Council Member Aviles

Enactment No: ORD 2019-079

j. [19-394](#)

Resolution authorizing the City Manager to execute an Affiliation Agreement between the City of Seguin and San Antonio Colleges for the purpose of serving as a clinical site for their students enrolled in emergency medical technician and paramedic programs - Dale Skinner, Fire/EMS Chief

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

Presiding: 1 - Mayor Keil**Aye:** 8 - Council Member Herbold, Council Member Mathis, Council Member Leal, Council Member Crabb, Council Member Rangel, Council Member Roy, Council Member Wallace, and Council Member Aviles

Enactment No: RES 2019-147

k. [19-401](#)

Resolution authorizing the City Manager to execute an Affiliation Agreement between the City of Seguin and Texas Lutheran University for the purpose of serving as a clinical site for their students enrolled in the TLU Nursing Program- Dale Skinner, Fire/EMS Chief

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

Presiding: 1 - Mayor Keil

Aye: 8 - Council Member Herbold, Council Member Mathis, Council Member Leal, Council Member Crabb, Council Member Rangel, Council Member Roy, Council Member Wallace, and Council Member Aviles

Enactment No: RES 2019-148

I. [19-422](#)

Resolution authorizing the negotiation and purchase including the use of eminent domain proceedings for the acquisition of rights of way and permanent easements in forty tracts of land bordering Highway 123 from Harborth Road to IH-10 in connection with the construction and reconstruction of a sanitary sewer line serving the north-east portion of the Seguin certified area; ratifying all action taken to date towards such acquisition of land; declaring each section of this resolution severable one from the other in event that any section is determined to be invalid; and declaring an effective date - Andy Quittner, City Attorney

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: 8 - Council Member Herbold, Council Member Mathis, Council Member Leal, Council Member Crabb, Council Member Rangel, Council Member Roy, Council Member Wallace, and Council Member Aviles

Enactment No: RES 2019-149

9. **Acknowledgment of Bills**

The bills were acknowledged.

a. [19-407](#)

Check Report: November 1, 2019 to November 14, 2019

10. **Executive Session**

The regular meeting was recessed and the council went into Executive Session at 5:59 pm. The regular meeting reconvened at 6:35 pm.

a. [14-440](#)

Pursuant to Section 551.071 - Consultation with attorney for advice regarding potential, pending, threatened litigation or settlement - Rick Cortes, Acting City Manager

11. Adjournment

There being no further business before the council the meeting adjourned at 6:35 pm.

Don Keil, Mayor

Attest:

Naomi Manski, City Secretary