



City of Seguin

210 E. Gonzales Street
Seguin TX, 78155

Meeting Minutes City Council

Tuesday, July 1, 2014

5:30 PM

Council Chambers

1. **Call to Order**
2. **Invocation - Council Member Fonda Mathis**
3. **Pledge of Allegiance/Salute to the Texas Flag**
4. **Roll Call**

Present: 7 - Council Member Ernest Leal, Council Member Jeannette Crabb, Council Member Nick L. Carrillo, Council Member Tomas V. Castellon, Council Member Carlos Medrano, Council Member Fonda Mathis, and Council Member Bob Pees

Presiding: 1 - Mayor Don Keil

Absent: 1 - Council Member Donna Dodgen

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.

*Name: Jullian Leal
Address: 749 Leal
City: Seguin, Texas 78155*

Spoke and read his letter concerning the selection of the July 4th Grand Marshal.

Name: Council Member Leal

Stated that he had gone by Tank Partners at 501 East Baxter Street and is concerned about the temporary paint booth. Pamela Centeno, Director of Planning, advised that a temporary paint booth is in operation and they have submitted for a permanent facility. She will visit the site again and follow-up with the owner.

6. **Presentation**

a. [14-212](#)

Certificate of Recognition honoring Michael Kerbow upon his retirement - Mayor Don Keil

Mr. Kerbow was not present.

b. [14-225](#)

Seguin Housing Authority 2014 Annual Report - Cathy Jackson, SHA Executive Director

Cathy Jackson, Director of Housing, was available to answer any questions City Council had.

7. **Consent Agenda**a. [14-223](#)

City Council MINUTES June 17, 2014 REGULAR

The Minutes were approved.

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

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Leal, Council Member Crabb, Council Member Carrillo, Council Member Castellon, Council Member Medrano, Council Member Mathis, and Council Member Pees

b. [ZC 04-14](#)

Ordinance on second reading to consider a General Land Use Plan in conjunction with a Zoning Change Request from Commercial to Planned Unit Development for property located at 320 W. Nolte St., approx. 0.4267 acres, (ZC 04-14)

Zoning Ordinance was adopted.

A motion was made by Council Member Medrano, seconded by Council Member Mathis, that this Zoning Ordinance be adopted. The motion carried by the following vote:

Presiding: 1 - Mayor Keil

Nay: 2 - Council Member Leal, and Council Member Carrillo

Aye: 5 - Council Member Crabb, Council Member Castellon, Council Member Medrano, Council Member Mathis, and Council Member Pees

Enactment No: ORD 2014-27

c. [14-207](#)

Ordinance on second reading amending FY2014 Utility Fund Budget

Ordinance was adopted.

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

Member Mathis, that this Ordinance be adopted. The motion carried by the following vote:

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Leal, Council Member Crabb, Council Member Carrillo, Council Member Castellon, Council Member Medrano, Council Member Mathis, and Council Member Pees

Enactment No: ORD 2014-28

8. Action Items - Discussion and Possible Motion to Approve

- a. [ZC 05-14](#) Public Hearing and approval of an Ordinance on first reading to consider a Zoning Change Request from Pre-Development to Public for the property located south of Wetz St., Portion of Abstract 11, J.D. Clements Survey, 2 acres out of 84.516 acres, Property ID 52838 (ZC 05-14) - Pamela Centeno, Director of Planning/Codes

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

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Leal, Council Member Crabb, Council Member Carrillo, Council Member Castellon, Council Member Medrano, Council Member Mathis, and Council Member Pees

- b. [14-221](#) Resolution approving a contract with Guadalupe County for election services related to the November 4, 2014, General Election ; Appointing Sue Basham as the Elections Administrator; Appointing Missy Doss as Presiding Judge; and declaring an effective date - Andy Quittner, City Attorney

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

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Leal, Council Member Crabb, Council Member Carrillo, Council Member Castellon, Council Member Medrano, Council Member Mathis, and Council Member Pees

Enactment No: RES 2014R-70

- c. [14-216](#) **Ordinance on first reading amending the Seguin Code of Ordinances, Appendix C - Fee Schedule, Chapter 74, Parks and Recreation, Section BB - After School Program; Providing for a severability clause; Providing for publication and declaring an effective date; and authorizing city staff to submit this ordinance as a supplement to the Seguin Code of Ordinances - Jack Jones, Director of Parks & Recreation**

A motion was made by Council Member Castellon, seconded by Council Member Medrano, 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 Crabb, Council Member Carrillo, Council Member Castellon, Council Member Medrano, Council Member Mathis, and Council Member Pees

d. [14-195](#)

Resolution acknowledging the land donation from Guadalupe County for the county's portion of the property located on Dolle Street to the City of Seguin for the TxDOT Hike & Bike Trail - Jose (Joe) R. Ramos, Jr., P.E., City Engineer

A motion was made by Council Member Leal, 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 Crabb, Council Member Carrillo, Council Member Castellon, Council Member Medrano, Council Member Mathis, and Council Member Pees

Enactment No: RES 2014R-71

e. [14-213](#)

Resolution acknowledging the acceptance of the Texas Department of Transportation (TxDOT) bid on the Transportation Enhancement/Hike & Bike Trail Grant Project and authorizing negotiation of deduct change orders - Jose (Joe) R. Ramos, Jr., City Engineer

A motion was made by Council Member Pees, 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 Crabb, Council Member Carrillo, Council Member Castellon, Council Member Medrano, Council Member Mathis, and Council Member Pees

Enactment No: RES 2014R-72

f. [14-218](#)

Ordinance on first reading amending the fiscal year 2014 General Fund Budget - Susan Caddell, Director of Finance

A motion was made by Council Member Mathis, seconded by Council Member Carrillo, that this Ordinance be adopted. The motion carried by the following vote:

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Leal, Council Member Crabb, Council Member Carrillo, Council Member Castellon, Council Member Medrano, Council Member Mathis, and Council Member Pees

g. [14-219](#)

Ordinance on first reading amending Fiscal Year 2014 Park Development Fund Budget - Susan Caddell, Director of Finance

A motion was made by Council Member Carrillo, seconded by Council Member Leal, that this Ordinance be adopted. The motion carried by the following vote:

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Leal, Council Member Crabb, Council Member Carrillo, Council Member Castellon, Council Member Medrano, Council Member Mathis, and Council Member Pees

9. Acknowledgment of Bills

10. Executive Session

City Council adjourned from Regular Session and went into Executive Session at 6:09 pm.

City Council adjourned from Executive Session and went into Regular Session at 6:37 pm.

a. [13-014](#)

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

b. [13-048](#)

Deliberation regarding Real Property in accordance with Section 551.071 and 551.072 - Doug Faseler, City Manager

c. [13-013](#)

Deliberate pending/contemplated litigation, settlement offers(s), 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: *LCRA Litigation* - Andy Quittner, City Attorney

d. [13-057](#)

Deliberation and consultation with attorneys regarding Geronimo Creek Phase V Project and contemplated litigation as a result of dispute with Salinas Contruction Technologies, in accordance with Section 551.071 - Andy Quittner, City Attorney

e. [13-094](#)

Deliberation and Consultation with attorneys regarding Geronimo Creek Phase IV Project, litigation involving KIVA, Inc. and contemplation of litigation and settlement with First National Insurance Co., in accordance with Section 551.071 - Jeff Chapman, Special Counsel and Andy Quittner, City Attorney

11. Action Items

a. [14-224](#)

Resolution authorizing the City Manager to enter into a contract for sale and execute all documents necessary to complete the transaction for the sale of the city owned land known as Lot 152 Glen Cove Addition on Hampton Drive in Seguin, Texas - Andy Quittner, City Attorney

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

Presiding: 1 - Mayor Keil

Aye: 7 - Council Member Leal, Council Member Crabb, Council Member Carrillo, Council Member Castellon, Council Member Medrano, Council Member Mathis, and Council Member Pees

Enactment No: RES 2014R-73

12. Adjournment

City Council meeting was adjourned at 6:39 pm.

Don Keil, Mayor

Thalia Patlan Stautzenberger, City Secretary