



# City of Seguin

210 E. Gonzales Street  
Seguin TX, 78155

## Meeting Minutes City Council

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Tuesday, April 7, 2015

5:30 PM

Council Chambers

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1. **Call to Order**

2. **Invocation - Council Member Fonda Mathis**

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

4. **Roll Call**

**Present:** 8 - Council Member Ernest Leal, Council Member Jeannette Crabb, 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

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*

*Name: Kyle Kramm, Director of Main Street*

*He reminded everyone about the Moonlight and Roses event from 7 p.m. to 9 p.m. in the Memorial Rose Garden at Walnut Springs Park. The evening venue kicks off with the announcement of the Main Street Program Awards for 2014-2015. Local restaurants donate hors d'oeuvres, accompanied by live entertainment. The event is free and open to the public.*

*Councilmember Donna Dodgen*

*She updated the council on the First Annual Seguin Night Glow Golf Tournament supporting which was rescheduled from March to April 17, 2015.*

*Councilmember Ernest Leal*

*He updated the council regarding the cell phone usage discussion had by the state legislature.*

6. **Consent Agenda**

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

**Presiding:** 1 - Mayor Keil

**Aye:** 8 - Council Member Leal, Council Member Crabb, Council Member Castellon, Council Member Mathis, Council Member Medrano, Council Member Seidenberger, Council Member Dodgen, and Council Member Herbold

a. [15-129](#)

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The Minutes were approved.

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

a. [ZC 01-15](#)

Public Hearing and approval of an Ordinance on first reading to consider a Zoning Change Request from R-1 to Commercial for the property located at 201 E. Pine Street, Lot: NC 73 X 218, Blk: 298, Farm Addition, approx. 0.3470 acres, Property ID 23151 (ZC 01-15) - Pamela Centeno, Director of Planning & Codes

*The regular meeting was recessed and the public hearing was called to order.*

*Citizen Comments*

*No public comment at this time.*

*The public hearing was adjourned and the regular meeting was reconvened.*

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

**Presiding:** 1 - Mayor Keil

**Aye:** 8 - Council Member Leal, Council Member Crabb, Council Member Castellon, Council Member Mathis, Council Member Medrano, Council Member Seidenberger, Council Member Dodgen, and Council Member Herbold

Enactment No: ORD 2015-20

b. [ZC 02-15](#)

Public Hearing and approval of an Ordinance on first reading to consider a Zoning Change Request from Commercial and R-1 to Multi-Family 3 for the property located at 920 W. San Antonio Ave., Abs: 6, H Branch Survey, approx. 9.196 acres, Property ID 51288 (ZC 02-15) - Pamela Centeno, Director of Planning & Codes

*The regular meeting was recessed and the public hearing was called to order.*

*Citizen Comments*

*No public comment at this time.*

*The public hearing was adjourned and the regular meeting was reconvened.*

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

**Presiding:** 1 - Mayor Keil

**Aye:** 8 - Council Member Leal, Council Member Crabb, Council Member Castellon, Council Member Mathis, Council Member Medrano, Council Member Seidenberger, Council Member Dodgen, and Council Member Herbold

Enactment No: ORD 2015-21

**c.** [ZC 03-15](#)

Ordinance on second reading to consider a Zoning Change Request from R-1 to Multi-Family 3 for a portion of 123.82 acres (approximately 20 acres) for the property located at SH 46 and Huber Rd., Portion of Abs: 11, J D Clements Survey, approx. 123.82 acres, Property ID 52883 (ZC 03-15)

*The regular meeting was recessed and the public hearing was called to order.*

*Citizen Comments*

*No public comment at this time.*

*The public hearing was adjourned and the regular meeting was reconvened.*

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

**Presiding:** 1 - Mayor Keil

**Aye:** 8 - Council Member Leal, Council Member Crabb, Council Member Castellon, Council Member Mathis, Council Member Medrano, Council Member Seidenberger, Council Member Dodgen, and Council Member Herbold

Enactment No: ORD 2015-22

**d.** [ZC 04-15](#)

Public Hearing and approval of an Ordinance on first reading to consider a Zoning Change Request from A-R to Commercial for the properties located at 3955, 3957, 3961, and 4001 US HWY 90 E., approx. 11.94 acres, Property ID's 68442, 68441, 68408, 63709, 63708 (ZC 04-15) - Pamela Centeno, Director of Planning & Codes

*The regular meeting was recessed and the public hearing was called to order.*

*Citizen Comments*

*No public comment at this time.*

*The public hearing was adjourned and the regular meeting was reconvened.*

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

**Presiding:** 1 - Mayor Keil

**Aye:** 8 - Council Member Leal, Council Member Crabb, Council Member Castellon, Council Member Mathis, Council Member Medrano, Council Member Seidenberger, Council Member Dodgen, and Council Member Herbold

Enactment No: ORD 2015-23

- e. [15-117](#) Public Hearing and Resolution authorizing Amendments to the City of Seguin Thoroughfare Plan and Regional Transportation Plan - Pamela Centeno, Director of Planning and Codes

*The regular meeting was recessed and the public hearing was called to order.*

*Citizen Comments*

*No public comment at this time.*

*The public hearing was adjourned and the regular meeting was reconvened.*

**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:** 8 - Council Member Leal, Council Member Crabb, Council Member Castellon, Council Member Mathis, Council Member Medrano, Council Member Seidenberger, Council Member Dodgen, and Council Member Herbold

Enactment No: RES 2015-46

- f. [15-122](#) Presentation and request for approval for a route change for solid waste service - Jim Hare, Progressive Waste

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

**Presiding:** 1 - Mayor Keil

**Aye:** 8 - Council Member Leal, Council Member Crabb, Council Member Castellon, Council Member Mathis, Council Member Medrano, Council Member Seidenberger, Council Member Dodgen, and Council Member Herbold

- g. [15-133](#) 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, to adjust the fuel rate, providing a severability clause, an effective date, providing for publication, and directing staff to submit this ordinance as a supplement to the Seguin Code of Ordinances -- Doug Faseler, City Manager

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

**Presiding:** 1 - Mayor Keil

**Aye:** 8 - Council Member Leal, Council Member Crabb, Council Member Castellon, Council Member Mathis, Council Member Medrano, Council Member Seidenberger, Council Member Dodgen, and Council Member Herbold

Enactment No: ORD 2015-24

- h.**     [15-123](#)           Purchase of (3) Three 2,500 KVA Transformers - Clarence Smith, Director of Electric Utilities

**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:** 8 - Council Member Leal, Council Member Crabb, Council Member Castellon, Council Member Mathis, Council Member Medrano, Council Member Seidenberger, Council Member Dodgen, and Council Member Herbold

- i.**     [15-124](#)           Resolution amending the Downtown Loan Pool Guidelines - Kyle Kramm, Main Street Program Director

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

Enactment No: RES 2015-47

- j.**     [15-130](#)           Resolution authorizing the City Manager to execute a Facilities Use Agreement between the City of Seguin and the Texas Ladies State Championship Chili Cook-off - Jack Jones, Director of Parks and Recreation

**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:** 8 - Council Member Leal, Council Member Crabb, Council Member Castellon, Council Member Mathis, Council Member Medrano, Council Member Seidenberger, Council Member Dodgen, and Council Member Herbold

Enactment No: RES 2015-48

- k.**     [15-128](#)           Resolution identifying a location for the construction of a new Animal Services Facility - Kevin Kelso, Police 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 Leal, Council Member Crabb, Council Member Castellon, Council Member Mathis, Council Member Medrano, Council Member Seidenberger, Council Member Dodgen, and Council Member Herbold

Enactment No: RES 2015-49

**I.** [15-086](#)

Resolution authorizing the City Manager to execute a Mutual Aid Agreement between the City of Seguin and the City of San Marcos for the provision of assistance in Fire Protection during an emergency - Dale Skinner, Fire/EMS Chief

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

**Presiding:** 1 - Mayor Keil**Aye:** 8 - Council Member Leal, Council Member Crabb, Council Member Castellon, Council Member Mathis, Council Member Medrano, Council Member Seidenberger, Council Member Dodgen, and Council Member Herbold

Enactment No: RES 2015-50

**m.** [15-119](#)

Resolution approving the conveyance of a 0.318 acre piece of property to the Seguin Economic Development Corporation in exchange for a 0.146 acre piece of property to allow better access from IH-10 to certain city owned lands - Terry Trevino, Director of Economic Development

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

**Presiding:** 1 - Mayor Keil**Aye:** 8 - Council Member Leal, Council Member Crabb, Council Member Castellon, Council Member Mathis, Council Member Medrano, Council Member Seidenberger, Council Member Dodgen, and Council Member Herbold

Enactment No: RES 2015-51

**n.** [15-127](#)

Resolution approving the exchange of a parcel of land owned by the City located behind the Rio Nogales Power Plant for a parcel of land owned by the Seguin Economic Development Corporation located in the Seguin High Tech Park - Terry Trevino, Director of Economic Development

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

Enactment No: RES 2015-52

- o.** [15-126](#) Resolution opposing a reduction or elimination of the Federal tax exemption on municipal bond interest - Doug Faseler, City Manager and Andy Quittner, City Attorney

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

Enactment No: RES 2015-53

## **8. Acknowledgment of Bills**

*The bills were acknowledged.*

## **9. Executive Session**

- a.** [13-014](#) Deliberation regarding Economic Development Negotiations in accordance to Section 551.087 - Doug Faseler, City Manager

- b.** [14-032](#) Personnel Matters in accordance with Section 551.074: Annual Evaluation of City Manager and amending the Employment Agreement - Mayor Don Keil

*The regular meeting was recessed and the council went into Executive Session at 6:13 pm. to the upstairs conference room for item 9a. They recessed at 7:44 pm and moved the Mayor's office for item 9b. The regular meeting reconvened at 8:41 pm.*

## **10. Action Items Discussionn and Possible Motion to approve:**

- a.** [15-137](#) Resolution of the Council in the City of Seguin amending the Employment Agreement for the City Manager and authorizing the Mayor to execute such agreement - Mayor Don Keil

**A motion was made by Council Member Dodgen, seconded by Council Member**

**Crabb, that this Resolution be approved. (4% raise retroactive to January 17, 2015 with 2015 evaluation) The motion carried by the following vote:**

**Presiding:** 1 - Mayor Keil

**Nay:** 3 - Council Member Leal, Council Member Castellon, and Council Member Medrano

**Aye:** 5 - Council Member Crabb, Council Member Mathis, Council Member Seidenberger, Council Member Dodgen, and Council Member Herbold

Enactment No: RES 2015-54

## 11. Adjournment

*There being no further business before the council the meeting adjourned at 8:43 pm.*

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*Don Keil, Mayor*

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*Thalia Patlan Stautzenberger, City Secretary*