



City of Seguin

210 E. Gonzales Street
Seguin TX, 78155

Meeting Minutes

City Council

Tuesday, July 7, 2020

5:30 PM

Council Chambers

Public & Virtual

1. Call to Order

The City Council met in a Public & Virtual REGULAR Called Meeting on Tuesday, July 7, 2020 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: 7 - Council Member Mark Herbold, Council Member Fonda Mathis, Council Member Ernest Leal, Council Member Jeannette Crabb, Council Member Chris Rangel, Council Member Penny Wallace, and Council Member Chris Aviles

Presiding: 1 - Mayor Don Keil

Absent: 1 - Council Member Jeremy Roy

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.

*Julian Leal
849 Prexy
Seguin, Texas*

Julian Leal said that the five minute ruling should also apply to Council Members responding to a question or concern. Mayor Keil stated the Hearing of Residents is a time for the public to give their concerns and/or remarks to the City Council, but it is not to become a debate.

Director of Parks & Recreation Jack Jones introduced Erica Taft, the new Assistant

Director Parks & Recreation.

Council Member Ernest Leal - said that the citizens of Roosevelt Street are happy with the construction.

6. Presentation

a. [20-204](#)

Update on the status of the 2020 Census- Helena Schaefer, Senior Planner

Indexes:

Senior Planner Helena Schaffer gave a presentation of the 2020 Census. Presentation included reasons why it is important to participate in the census event. An accurate count ensures better representation and appropriations of federal funds. Due to the COVID-19 some adjustments have been made:

Self-Response through October 2020

Non-response follow-up will be August 11 - October 31, 2020

Delivery of Population Numbers/Appropriations to President by April 30, 2021

Redistricting pushed to July 2021

We have about 4000 households that have not responded. A census taker will visit each household three times in order to obtain the information.

7. Consent Agenda

A motion was made by Council Member Herbold, seconded by Council Member Wallace, that this 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 Leal, Council Member Crabb, Council Member Rangel, Council Member Wallace, and Council Member Aviles

a. [20-215](#)

City Council Minutes of June 16, 2020 and June 22, 2020

Indexes:

This Minutes were approved

8. Action Items - Discussion and Possible Motion to Approve

a. [20-228](#)

Update on the COVID-19 and approval of a Resolution ratifying and continuing the June 26, 2020 Mayoral Declaration regarding restrictions and declaring an effective date - Steve Parker, City Manager and Andrew Quittner, City Attorney

Indexes:

City Manager Steve Parker provided a brief update on the COVID-19 numbers. Since Monday, July 6th 44 additional cases have been confirmed. 424 reported to Guadalupe County plus 581 pending cases. 337 people have recovered from

COVID-19, with 87 confirmed active cases. Guadalupe Regional Medical Center has 43 patients being monitored either in ICU or self isolation. Unfortunately there have been 13 deaths.

Steve Parker said that 62 of the 70 applications for stimulus grant funds has been awarded.

Council Member Penny Wallace who is on staff with GRMC said that she wanted to thank the city and county for their efforts in fighting this disease. People need to remember that the numbers are never going to match up as the State is behind in gathering the data, and labs are behind in processing the tests. It is challenging in having enough staff for patients while some staff are either patients or are self quarantined. Asking citizens to have patience, practice safe distancing, self monitor.

A motion was made by Council Member Crabb, 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 Leal, Council Member Crabb, Council Member Rangel, Council Member Wallace, and Council Member Aviles

Enactment No: RES 2020-065

b. [20-238](#)

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

Indexes:

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

Enactment No: RES 2020-066

c. [20-224](#)

Resolution approving certain financial incentives proposed by the Seguin Economic Development Corporation for Coffee Tech Industries, Inc. - Joshua Schneuker, Director of Economic Development

Indexes:

Director of Economic Development Joshua Schneuker introduced Chad McNair, CEO. Mr. McNair thanked the City of Seguin and Guadalupe County for all the hard worked put into this project. Mr. McNair explained to the City Council the basic operations of the facility.

A motion was made by Council Member Herbold, 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 Leal, Council Member Crabb, Council Member Rangel, Council Member Wallace, and Council Member Aviles

Enactment No: RES 2020-067

d. [20-225](#)

Public Hearing and consider a Resolution to approve a property tax abatement application submitted by CoffeeTech Industries, Inc.; and to authorize a property tax abatement pursuant to the application; and declaring an effective date - Joshua Schneuker, Director of Economic Development

Indexes:

A motion was made by Council Member Crabb, seconded by Council Member Leal, 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 Wallace, and Council Member Aviles

Enactment No: RES 2020-068

e. [20-227](#)

Resolution approving a change order to the LCRA contract for the purchase of radio infrastructure and associated hardware as part of the Emergency Radio System Upgrade Project; and declaring an effective date - Shane McDaniel, Director of IT

Indexes:

A motion was made by Council Member Wallace, 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 Leal, Council Member Crabb, Council Member Rangel, Council Member Wallace, and Council Member Aviles

Enactment No: RES 2020-069

f. [20-214](#)

Public Hearing and Ordinance on first reading renewing Chapter 70, Article II of the Seguin Code of Ordinances regarding the curfew for minors; providing a severability clause, providing for an effective date; providing for publication; and authorizing city staff to submit this Ordinance as a supplement to the Seguin Code of Ordinances - Terry Nichols, Police Chief

Indexes:

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

being No Citizen Comments, the public hearing was adjourned and the regular meeting was reconvened.

A motion was made by Council Member Aviles, 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 Leal, Council Member Crabb, Council Member Rangel, Council Member Wallace, and Council Member Aviles

Enactment No: ORD 2020-044

g. [20-218](#)

Resolution authorizing the donation of surplus property in accordance with the City's Disposal of Assets Policy - Terry Nichols, Chief of Police

Indexes:

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: 6 - Council Member Herbold, Council Member Mathis, Council Member Leal, Council Member Crabb, Council Member Rangel, and Council Member Wallace

Abstain: 1 - Council Member Aviles

Enactment No: RES 2020-070

h. [20-189](#)

Ordinance on first reading amending the Seguin Code of Ordinances, Chapter 14, Animals, Article IV, Livestock, to change the rules related to keeping fowl; providing for an effective date; providing for a severability clause; providing for publication; and authorizing city staff to prepare this ordinance for submission as a supplement to the Code of Ordinances - Rick Cortes, Assistant City Manager

Indexes:

A motion was made by Council Member Wallace, 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 Leal, Council Member Crabb, Council Member Rangel, Council Member Wallace, and Council Member Aviles

Enactment No: ORD 2020-045

i. [20-220](#)

Resolution approving a \$183,769,179.00 project to decommission the Walnut Branch Wastewater Treatment Plant through the construction of a sanitary sewer lift station, two sanitary sewer force mains, an expansion of the Geronimo Creek Wastewater Treatment Plant to 12.0 million gallons per day, and the demolition of the existing Walnut Branch Wastewater Treatment Plant; and declaring an effective date - Tim Howe, Director of Water/Wastewater Utilities

Indexes:

Gary Vaughan
503 S. Goodrich
Seguin, Tx

He is concerned about the dollar amount and yet not needing to pass a bond. This is a centralization plant north of the city and yet all the growth is west and south. New Braunfels has 4 plants for 80,000 people, would like to see a comparison of what other cities do? Are we sure that the growth is there to support this project. More information needs to be presented to the general public.

Mayor Keil and Director of Water/Wastewater Tim Howe stated that the Geronimo Creek WWTP is located on the far east side of Seguin. With the decommissioning of the Walnut Branch WWTP, which is located less than half a mile south of town square, it will eliminate inherent odors, eliminate safety risks associated with chemicals as part of the disinfection and de-chlorination process as required by TCEQ, and eliminate the flood risk that currently exists. The city will also realize operational efficiencies operating one treatment plant versus two. And remember according to TCEQ regulations once your plant reaches 90% of capacity you will be required to expand the plant and this site is land locked. Last year 172 new construction permits were issued but for the month on June 2020 a total of 112 were issued. Construction is not slowing down. Based on the proposed subdivisions the Geronimo Creek WW plant will be expanded from use of Impact Fees and Texas Water Development Board Clean Water State Revolving Fund. City staff will work with the media to keep them the public well informed.

A motion was made by Council Member Crabb, seconded by Council Member Leal, 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 Wallace, and Council Member Aviles

Enactment No: RES 2020-071

j. [20-221](#)

Resolution to award the proposal for engineering services related to the decommissioning of the Walnut Branch Wastewater Treatment Plant to include the design of a sanitary sewer pump station, two sanitary sewer force mains, an expansion of the Geronimo Creek Wastewater Treatment Plant, and the demolition of the existing Walnut Branch Wastewater Treatment Plant to TRC Engineers, Inc. in the amount of \$13,937,509.00; and declaring an effective date - Timothy J. Howe, Director Water/Wastewater Utilities

Indexes:

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

Enactment No: RES 2020-072

k. [20-222](#)

Resolution to award a proposal for professional services for the Texas Water Development Board funding assistance related to the decommissioning of the Walnut Branch Wastewater Treatment Plant to include the expansion of the City's Geronimo Creek Wastewater Treatment Plant to Freese and Nichols, Inc. in the amount of \$170,000.00; and declaring an effective date - Timothy J. Howe, Director Water/Wastewater Utilities

Indexes:

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

Enactment No: RES 2020-073

l. [20-230](#)

Resolution of the City Council of Seguin, Texas approving the waiving of concession fees for RRL Concessions from June 2, 2020 through September 30, 2020 - Jack Jones, Director of Parks and Recreation

Indexes:

A motion was made by Council Member Crabb, seconded by Council Member Leal, 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 Wallace, and Council Member Aviles

Enactment No: RES 2020-074

m. [20-231](#)

Resolution authorizing the City Manager to execute an Agreement between

the City of Seguin and the Seguin Independent School District for the operation of the Jammin' After-School Adventures for Me program; and declaring an effective date - Jack Jones, Director of Parks and Recreation

Indexes:

A motion was made by Council Member Aviles, 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 Wallace, and Council Member Aviles

Enactment No: RES 2020-075

n. [20-232](#)

Resolution of the City Council of Seguin, Texas authorizing the City Manager to execute a Facilities Use Agreement between the City of Seguin, Texas and the Seguin Independent School District for use of "Smokey" Joe Williams Baseball Field, east side of Max Starcke Park, Max Starcke Park Golf Course and the Park West Concession Building and Large Pavilion; and declaring an effective date - Jack Jones, Director of Parks and Recreation

Indexes:

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

Enactment No: RES 2020-076

o. [20-237](#)

Resolution authorizing the City Manager to execute a Facilities Use Agreement between the City of Seguin, Texas and the Navarro Independent School District for use of the east side of Max Starcke Park and the Max Starcke Golf Course; and declaring an effective date - Jack Jones, Director of Parks and Recreation

Indexes:

A motion was made by Council Member Aviles, seconded by Council Member Crabb, 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 Wallace, and Council Member Aviles

Enactment No: RES 2020-077

p. [20-223](#)

Resolution authorizing the sale of 1711 North Austin Street through a brokered sales contract and ratifying all actions taken to complete the sale of the property - Andy Quittner, City Attorney

Indexes:

A motion was made by Council Member Herbold, seconded by Council Member Crabb, 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 Wallace, and Council Member Aviles

Enactment No: RES 2020-078

9. **Acknowledgment of Bills**

The bills were acknowledged.

a. [20-216](#)

Check Report: June 15, 2020 through July 2, 2020

Indexes:

10. **Executive Session**

The regular meeting was recessed and the council went into Executive Session at 7:11 pm. The regular meeting reconvened at 7:35 pm.

a. [13-014](#)

Deliberation regarding Economic Development Negotiations in accordance to Section 551.087 - Rick Cortes, Assistant City Manager

Indexes:

11. **Adjournment**

There being no further business before the council the meeting adjourned at 7:35 pm.

Don Keil, Mayor

Attest:

Naomi Manski, City Secretary