City of Seguin

210 E. Gonzales Street
Seguin TX, 78155

Meeting Minutes
City Council

Tuesday, March 17, 2015 | **5:30 PM** | **Council Chambers**

1. Call to Order

2. Invocation - Council Member Phil Seidenberger

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:Carolyn Blumberg
Address:500 block of North River St.
City: Seguin, Texas
She shared her concerns regarding the street construction on River St. and the difficulties she has encountered. She asked for better communication between the residents and the city during the present work.

Name:Matt Skinner, resident of District 2
Address:204 E. Krezdorn
City: Seguin, Texas
He wanted to know if the other streets are going to be worked on. He also asked if there is a plan in place to do that and is there a timeline. He also asked why was the Walnut Creek Hike and Bike trail 80 feet short of New Braunfels Street.

Name:Tim Sanke
Address:3409 Rob Roy
City: Seguin, Texas
He shared several concerns regarding yard parking in his neighborhood. He

provided some examples of ordinances to prohibit yard parking and asked the council to consider developing an ordinance.

Councilmember Donna Dodgen
She reminded everyone about the FUNDRAISER Night Golf Tournament which will be held this weekend at Starcke Park at 8 pm. The fundraiser is benefiting the Seguin Citizens Fire Alumni Association.

Councilmember Mark Herbold
A constiuent asked if they could hire someone to trim the trees hanging over the road in the front of their house instead of the city doing it.

Councilmember Tomas Castellon
He mentioned that the Milam St. trash pickup (Progressive Waste Management) was missed and so was his street Gordon St.

Councilmember Carlos Medrano
He mentioned that there were other streets in his district where the trash pickup was also missed. (S. River, Lopez and Crockett)

City Manager, Doug Faseler asked the council if a short Special Called Meeting could be held on Monday, March 23 at 5:30 pm to review and discuss the approximate cost of the construction of the Library.

7. Consent Agenda

A motion was made by Council Member Dodgen, seconded by Council Member Castellon, that this be approved on the Consent Agenda (Items a, b, c, d and f). 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. 15-109

City Council Minutes of 3-2-2015 WKSHP and City Council Minutes of 3-3-2015 REGULAR

The Minutes were approved.

b. 15-016

Ordinance on second reading adopting the final three chapters of the City of Seguin Unified Development Code; authorizing city staff to prepare this ordinance for submission as a supplement to the Code of Ordinances; providing for publication; and providing an effective date

This Ordinance was adopted.

Enactment No: ORD 2015-10

c. 15-088

Ordinance on second reading amending the Seguin Code of Ordinances, Appendix C - Fee Schedule by repealing Appendix A and B thereto and creating a new Appendix A, fees related to the Unified Development Code; Providing for a severability clause; Providing for publication; decalring an

effective date; and authorizing city staff to submit this ordinance as a supplement to the Seguin Code of Ordinances

This Ordinance was adopted.

Enactment No: ORD 2015-11

d. 15-095 Ordinance on second reading amending the Seguin Code of Ordinances, Chapter 22, Businesses, Article II, Food Service Establishments to provide for a variance from state rules to permit dogs in outside eating areas; amending Appendix C, fee schedule, to provide for an annual fee; providing for procedures; providing for publication of this Ordinance; providing a severablity 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 2015-12

e. 15-079 Ordinance on second reading amending Chapter 22, Businesses, of the Seguin Code of Ordinances by repealling Article III, Massage Business and Masseurs, and replacing with a new Article III, Adult Oriented Business; providing for procedural rules; providing for penalties; amending Appendix C to establish related fees; providing for a severability clause; authorizing city staff to prepare this Ordinance for submission as a supplement to the Code of Ordinances; and declaring an effective date

A motion was made by Council Member Dodgen, seconded by Council Member Mathis, that this Ordinance (Item 7e) be adopted. The motion carried by the following vote:

Presiding: 1 - Mayor Keil

Nay: 2 - Council Member Castellon, and Council Member Medrano

Aye: 6 - Council Member Leal, Council Member Crabb, Council Member Mathis, Council Member Seidenberger, Council Member Dodgen, and Council Member Herbold

Enactment No: ORD 2015-13

f. 15-101 Ordinance on second reading creating a no parking loading zone on the south side of East Nolte Street along the block running from the west property line of the new library site to the east side of the Walnut Creek bridge in the City of Seguin, Texas; providing for an effective date; providing for publication; and providing penalties for violation thereof

This Ordinance was adopted.

Enactment No: ORD 2015-14

8. Action Items - Discussion and Possible Motion to Approve

a. 15-096 Resolution authorizing a Municipal Tax Abatement for the 2015 Municipal Ad Valorem Taxes assessed against the historical homestead located at 308 South Erkel Avenue - Kyle Kramm, Main Street Program Director

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

Aye: 9 - Council Member Leal, Council Member Crabb, Council Member Castellon, Council Member Mathis, Council Member Medrano, Mayor Keil, Council Member Seidenberger, Council Member Dodgen, and Council Member Herbold

Enactment No: RES 2015-41

b. 15-114 Resolution authorizing a Municipal Tax Abatement for the 2015 Municipal Ad Valorem Taxes assessed against the historical homestead located at 617 North Guadalupe Street- Kyle Kramm, Main Street Program Director

A motion was made by Council Member Medrano, seconded by Council Member Castellon, 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 2015-42

c. 15-115 Ordinance on first reading amending the Seguin Code of Ordinances Chapter 74, Parks, Article III, Use Regulations to restrict motorized vehicles on park trails; 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 - Andy Quittner, City Attorney

A motion was made by Council Member Medrano, 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: 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 2015-15

d. 15-107 Ordinance on first reading amending the Seguin Code of Ordinances, Chapter 46, Environment, Article VII, Junked, Wrecked, or Dismantled Vehicles; providing for procedures; providing for penalties; 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. - Andy Quittner, City Attorney

A motion was made by Council Member Castellon, seconded by Council Member Crabb, 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 2015-16

e. 15-103 Resolution urging the Texas Department of Transportation to conduct an appropriate study and subsequently install a signal light at the intersection of State Highway 123 North at Martindale Road; and declaring an effective date - Jose (Joe) R. Ramos, Jr., P.E., City Engineer

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: 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 2015-43

f. 15-111 Ordinance on first reading amending the Seguin Code of Ordinances, Chapter 1, General Provisions, and Appendix C, Fee Schedule, to establish a transaction fee for the use of credit and debit cards; 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. - Susan Caddell, Director of Finance

A motion was made by Council Member Dodgen, seconded by Council Member Mathis, that this Ordinance be approved on first reading as amended. (2% or $4.00 whichever is higher). 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 2015-17

g. 15-112 Ordinance on first reading amending the Fiscal Year 2015 General Fund Budget of the City of Seguin, Texas. - Susan Caddell, Director of Finance

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

Castellon, 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 2015-18

h. 15-113 Ordinance on first reading amending the Fiscal Year 2015 Utility Fund Budget of the City of Seguin, Texas. - Susan Caddell, Director of Finance

A motion was made by Council Member Dodgen, seconded by Council Member Castellon, 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 2015-19

9. Acknowledgment of Bills

The bills were acknowledged.

10. Executive Session

a. 13-053

Deliberation regarding Economic Development Negotiations in accordance with Section 551.071 and 551.087

The regular meeting was recessed and the council went into Executive Session at 6:33 pm. The regular meeting reconvened at 7:06 pm.

12. Adjournment

There being no further business before the council the meeting adjourned at 7:06 pm.

_____

Don Keil, Mayor

_____

Thalia Patlan Stautzenberger, City Secretary