



City of Seguin

210 E. Gonzales Street
Seguin TX, 78155

Meeting Minutes

City Council

Tuesday, February 18, 2020

5:30 PM

Council Chambers

1. Call to Order

The City Council met in a REGULAR Called Meeting on Tuesday, February 18, 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 Mark Herbold

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.

*Name: Les Huff
Address: 114 Colorado Lane
City: Seguin, Texas*

Mr. Huff said his motivation for addressing the City Council was not exclusively personal, but includes many of those who are unable to attend due to health, family dynamics or that 5:30 pm is just too early for many people to make it home from work in time to attend.

Mr. Huff said his recitations are based on public record inquiries related to Ordinance #1245 and the subsequent Annexation Service Plan. Mr. Huff spoke on the lack of adequate fire hydrants, street lights, traffic signage, overall condition of streets, drainage, and wastewater service. Mr. Huff said "on behalf of the citizens of the Caters/Parkview Subdivision we propose the City Coouncil add this item to next

council agenda. He recommends and hopes, upon an in depth, transparent investigation of the facts, that the council will conclude and immediately repeal Ordinance #1245, and voluntarily dis-annex". Otherwise the citizens of the Caters/Parkview subdivision have but the following alternates:

- 1. Petition the city to dis-annex by election.*
- 2. Petition the Mayor to immediately dis-annex for "Failure to provide services".*
- 3. Serve individual Writs of Mandamus as specified in the Local Government Code, Chapter 43.*
- 4. Reimbursement of taxes/legal fees to those citizens affected as prescribed by law.*

6. Consent Agenda

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

Abstain: 1 - Council Member Aviles

a. [20-064](#)

City Council Meeting Minutes of February 4, 2020

This Minutes were approved.

b. [20-044](#)

Ordinance on second reading to consider a Zoning Change from Light Industrial (LI) to Single-Family Residential-2 (R-2) for property located at the northwest corner of SH-123 and Strempel, Property ID 52476 (ZC 23-19)

This Zoning Ordinance was adopted

Enactment No: ORD 2020-009

c. [20-045](#)

Ordinance on second reading to consider a Zoning Change from Light Industrial (LI) to Multi-Family Residential-3 (MF-3) for a portion of the property located at the northwest corner of SH-123 and Strempel St., Property ID 52476 (ZC 24-19)

This Zoning Ordinance was adopted

Enactment No: ORD 2020-010

d. [20-046](#)

Ordinance on second reading to consider a Zoning Change from Light Industrial (LI) to Commercial (C) for property located at the northwest corner of SH-123 and Strempel St., Property ID 52476 (ZC 25-19)

This Zoning Ordinance was adopted

Enactment No: ORD 2020-011

e. [20-047](#)

Ordinance on second reading to consider a Zoning Change from Single-Family Residential 1 to Neighborhood Commercial for property located at 312 W Mountain St, Property Id 13461 (ZC 26-19)

This Zoning Ordinance was adopted

Enactment No: ORD 2020-012

f. [20-058](#)

Ordinance on second reading amending the Seguin Code of Ordinances, Chapter 18, Article II, Building Codes, Section 18-38, Issuance, renewal of license or registration, described herein and Appendix C, Fees, to conform with changes to Section 18-38; providing a severability clause; providing for publication; providing for an effective date; and authorizing city staff to prepare this ordinance for submission to the Code of Ordinances

This Ordinance was adopted

Enactment No: ORD 2020-013

g. [20-049](#)

Ordinance on second reading amending the Historic Preservation Ordinance as adopted in the Seguin Code of Ordinances, Appendix A- Unified Development Code, Section 1.2.4 and Section 3.3.5.C; providing for a severability clause; providing for publication; providing an effective date; and authorizing staff to prepare this Ordinance for submission as a supplement to the Code of Ordinances

This Ordinance was adopted

Enactment No: ORD 2020-014

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

a. [20-078](#)

Resolution of the City Council for the City of Seguin, Texas, authorizing the submission of a grant application in the response to the Office of the Governor, Public Safety Office, Criminal Justice Division Funding Announcement Criminal Justice Program FY2021 - Kathy Wood, Grants Administrator

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: 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 2020-015

b. [20-082](#)

Resolution of the City Council for the City of Seguin, Texas, authorizing submission of a grant application in response to the Office of the Governor, Public Safety Office, Criminal Justice Division funding announcement, General Victim Assistance grant program, FY2021 - Kathy Wood, Grants Administrator

A motion was made by Council Member Rangel, 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 2020-016

c. [20-083](#)

Resolution approving an Interlocal Participation Agreement in ESC 20 Fiber Consortium to provide broadband improvements and a lower E-rate for internet service to the library; and declaring an effective date - Jacki Gross, Library Director

A motion was made by Council Member Mathis, 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 2020-017

d. [20-081](#)

Resolution approving one-year contracts with various vendors to supply road materials needed by the Seguin Water Utilities, Electric Utilities, and Public Works departments; and declaring an effective date - Twila Wood, Purchasing Manager

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 2020-018

e. [20-077](#)

Ordinance on first reading amending the Fiscal Year 2020 Special Revenue 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 Herbold, 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 2020-015

f. [20-067](#)

Resolution approving a deduct change order in the amount of \$146,693.00 to adjust the contract with RP Constructors Inc. related to the 2017 Water / Wastewater Improvements from the original amount of \$7,103,316.00 to \$7,037,284.00; authorizing the City Manager to execute the change order; and declaring an effective date - Tim Howe, Director of Water/Wastewater Utilities

A motion was made by Council Member Herbold, 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 2020-019

g. [20-080](#)

Resolution awarding a Professional Services Agreement to Freese and Nichols, Inc. to prepare a Wastewater Master Plan, update to the Water Master Plan, and develop an Asset Management Program; authorizing the City Manager to execute the agreement; and declaring an effective date - David Rabago, P.E., CFM, City Engineer

A motion was made by Council Member Mathis, 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 2020-020

h. [20-066](#)

Public Hearing and Ordinance on first reading amending the Seguin Code of Ordinances Chapter 74, Parks, amending Article IV, Standards of Care for Youth Recreation Programs; 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 - Jack Jones, Director of Parks and Recreation

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 Crabb, 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: 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 2020-016

i. [20-068](#)

2020 Sale of Alcohol Requests for Seguin's Earth Day Festival; and providing an effective date - Kyle Kramm, Main Street & CVB Director

A motion was made by Council Member Crabb, seconded by Council Member Roy, that the request to have alcohol at the Earth Day Festival 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

j. [20-084](#)

Recommendation on the approval and authorizing the city to donate six units of lockers to Landa Park Golf Course - Bruce Allen, Golf Course Manager

A motion was made by Council Member Mathis, seconded by Council Member Aviles, that the request for the City of Seguin to donate six units of lockers to Landa Park Golf Course 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

8. **Acknowledgment of Bills**

The bills were acknowledged.

a. [20-063](#)

Check Report: February 3, 2020 through February 14, 2020

9. Executive Session

The regular meeting was recessed and the council went into Executive Session at 5:54 pm.

a. [13-053](#)

Deliberation regarding Economic Development Negotiations in accordance with Section 551.071 and 551.087 - Steve Parker, City Manager

b. [17-274](#)

Deliberate concerning the implementation of security personnel or devices in accordance with Section 551.076 - Andrew Quittner, City Attorney

10. Reconvene into Open Session and take any necessary action relating to the Executive Session as described above.

The regular meeting reconvened at 6:44 pm.

11. Adjournment

There being no further business before the council the meeting adjourned at 6:44 pm.

Don Keil, Mayor

Attest:

Naomi Manski, City Secretary