

MINUTES

REGULAR CITY COUNCIL MEETING

July 22, 2019 at 6:00 p.m.

1. Call to order.

Mayor Danner called the meeting to order at 6:00 p.m.

2. Quorum check.

Mayor James W. Danner, Sr., Mayor Pro Tem John McAnelly, Councilman Eric Torres, Councilman John E. Villa, Councilwoman Ann-Michelle Long, Councilman Bobby Vela, City Attorney Jessie Lopez, City Manager Kim Davis, City Secretary Miguel Cantu

Staff: Assistant Finance Director Dee Willman, Director of Aviation Ryan Elder, Economic Development Director Genevieve Flores, Public Works Director Michael Schmidt, Water Superintendent William "Buddy" Stewart, Parks and Recreation Manager Karissa Gonzalez, Parks and Recreation Program Coordinator Tim Calderon, Electric Superintendent David Baker, Human Resources Sharon Garcia, Wastewater Steven Winters, Electric Crew Leader Val Sanchez

3. Invocation by Beverly Kelling, St. Paul Lutheran.

4. Pledge of Allegiance led by Mayor Danner

5. Citizens'/Public Comments:

Mr. Chavel Lopez, 1002 Avenue S, stated that at the July 8, 2019 City Council meeting the City Manager referenced the confederate reenactment during the Hondo Heritage Festival. He stated that the majority of Confederate Heritage promotes hate and racism. For the people of color the reference of confederate heritage promotes segregation and white supremacy. Mr. Lopez added that his father was a decorated soldier and was discriminated at the Raye Theatre. Shortly after the war, his father and mother were forced to leave the theatre and escorted out by the Medina County Sheriff's Department. He recalls serving on the City Council in 2008 and after a City Council meeting was yelled at to go back to Mexico. Mr. Lopez asked the City Council to please show some love.

6. Discuss and consider approving the minutes from City Council meeting July 8, 2019 regular meeting minutes.

Councilman Villa moved to approve the minutes. Motion was seconded by Councilwoman Long. Motion carried 5-0.

7. City Manager Report(s)

a. August Calendar

Mrs. Davis reminded the audience that August brings back the school year. She also added a Health Fair 2019 Walk, Run, and Wellness Fair was scheduled for August and would be sponsored by Hondo Education Foundation, Hondo/D'Hanis Rotary Club, and Medina Regional Hospital. The event will have vision screening, diabetes screening, dental assistance and include free haircuts. This event is open to all of Medina County residents.

b. Recognition(s)

Employee of the Quarter

Mrs. Davis announced that Mr. Tim Calderon was selected as the Employee of the Quarter. She said Mr. Calderon has flourished in the annual managing of recreation programs and has a positive attitude with the public. Councilman Villa, Mayor Pro Tem

McAnelly, and Mrs. Davis presented Mr. Calderon with a plaque. Mr. Francisco J. Garcia, Electric Division, was recognized for his 5 years' service with the City of Hondo. Councilman Torres, Councilman Vela and Mrs. Davis presented Mr. Garcia with a plaque.

Mrs. Davis added that currently staff is working on a budget to address potholes in the city. She emphasized that the potholes did not get there overnight and there was a strategic plan to address block by block street assessment.

Mayor Danner moved agenda Item 9.

9. Discuss and consider Resolution 331-19 congratulating D'Hanis Baseball and Softball Teams.

Mayor Danner read Resolution 331-19. Mayor Danner and Councilwoman Long presented to both the D'Hanis Boys Baseball and Girls Softball Team with a resolution.

Mayor Pro Tem McAnelly moved to approve the resolution. Motion seconded by Councilman Vela. Motion carried 5-0.

Return to order of agenda.

c. Water Report

Mr. William "Buddy" Stewart presented Hondo's Water Forecast for the second quarter of the year. Currently 939 acre feet of water, a 2% increase, have been used. As the Water Division continues to repair leaks throughout the city throughout of the year, a decrease in water usage is expected. Last year the City was in water restrictions; however, this year's forecast predicts that there will be no water restrictions. The cause for no restriction is an increase in rain. Mr. Stewart added that this year the city started with 20 acre feet higher supply of water. He also announced that the City will probably not see any water restrictions this year. The city is maintaining the same as the previous year and has decreased the amount pumped throughout the year. Mayor Danner stated that this would be the first time in some years that there was no forecast for water restriction stages.

d. Financial Report- Third Quarter Budget Report

Mrs. Willman reported the 3rd Quarter year to date revenues at a \$5,785,506 with a difference of plus \$402,877 to the year to date budget. She advised that the expenditures year to date are at \$5,626,107 which is an actual lower difference of \$181,589. The percentages continue to indicate that the General Fund is expected to increase and will not require the City to access the fund balance to stay within budget. If everything continues then the City will remain in good financial status. Budget policy is to budget very conservatively with revenue and expenditures. All current expenditures are within 10% of the amount budgeted except the emergency services. Mrs. Willman stated that the Water Department transfer had not been made because the payment was not currently due, and she stated that the Electric Fund is at a plus ½ million. Water and Wastewater are currently within their budget. The Texas Water Development Board payment has been made and shows that revenues are under budgets. There are some funds that have been requested for reimbursement from TWBD but not received yet. Budget will be on track by the end of the year. Mrs. Willman reminded the public that Airport expenditures must be made before RAMP Grant funds are reimbursed. The request for RAMP fund reimbursements have been made but not received. The Airport budget also includes sale of property and no sales have been made. The Sanitation Fund revenues and expenditures are level and on track with the budget. The fund includes a tires and TVs pickup at 20% because a 2nd pick up has not been completed. EDC sales tax revenues are over 100% of

what was predicted for the year. The EDC has requested the next draw down for the EDA Annex which will bring the EDC to 90% completed, for the retainage has taken over the building 100%. Mayor Danner asked if there were any capital outlays to be expended before the end of the year. Mrs. Willman stated that the EDC has the Castro Project that will not be completed during the fiscal year. Street funds will roll over into the balance next year. EDC funds are still high because a hanger reskinning project was cancelled.

- e. Mayor Danner stated that the overall report is looking good. McAnelly asked how much of the cost of the Castro Street improvement will show up in the 4th Quarter? Mrs. Davis stated it would be in FY 20 and will roll over and will be budgeted. Councilman Torres stated that the Castro project is coming out of EDC funds. Mrs. Davis stated yes.

8. Discuss and consider accepting 2019 Investment Report.

Mrs. Willman explained the 3rd Quarter Investment Report shows that the quarterly earnings were \$13,100.65. Upon the request of the Mayor, Mrs. Willman found that the CD deposit is at balance of the internal CD pool of \$2,837,838.13 and the Certificates of Deposit that is part of the General Fund is at \$411,576.2. The Investment Inventory reflects the following.:

General fund	16.853%	\$478,260.86
Debt Service	0.000%	-
Perpetual Care	19.151%	\$543,474.38
Unclaimed Funds	0.274%	\$7,775.68
EDC	63.722%	\$1,808,327.21
Internal CD Pool Ownership		\$2,837,838.13

Total CD cash position: \$2,837,838.13. The City's General Fund is at \$4,115,676 with the June 30, 2019 bank balance of \$4,911,193.13. Mayor Danner asked if this was half of the City's money invested and Mrs. Willman confirmed it was.

10. Discuss and consider recommendation for appointment of members to the Charter Review Commission.

Mayor Danner informed City Council that it was time to review the City Charter. The Charter was last reviewed in August 2015. Additionally the Charter requires that a Charter Review Commission must consist of at least fifteen (15) citizens. Mayor Danner asked for the approval of the following citizens to the Charter Review Commission, he said all have been contacted by himself and have agreed to serve:

- Rose Mary Mares
- Glen Klaus
- Jean Callaway
- Wesley Huesser
- Joel Gonzales
- Tara Mumme
- Diana Alvarez
- Michelle Hartung
- Jackie Muennink
- Mike Sanchez
- Brad Price
- Ernest Garza
- Jose "Porky" Ytuarte
- Lee Taylor
- Les Johnston (tentative)
- Mercy Hernandez (tentative)

Councilman Villa asked if the recommended citizens were all new people. Mayor Danner stated that he was trying to get new citizens on the committee. Thus far, the majority of the commission includes Hondo U Graduates. Councilman Torres asked that if there will be any recommendations or changes would the proposed changes go to the City Council. Mayor Danner confirmed that City Council would review the approved recommendations and decide which recommendations would go on the ballot for a vote in May 2020.

Councilman Torres moved to approve the appointments. Motion seconded by Councilman Vela. Motion carried 5-0.

11. Discuss and consider Ordinance No. 1204-07-19 authorizing the vacating and abandonment of 20-foot wide alley owned by the City of Hondo and located between 16th Street and 17th Street, and between Avenue M and Avenue K; authorizing the City Manager to execute a subdivision replat abandoning the alley; providing for severability; and establishing an effective date.

Mrs. Lora Robbins stated that the City currently owns a twenty (20) foot wide alley and public right of way that runs North and South and lies East of Avenue M and West of Avenue K. The City of Hondo owns all of the lots abutting the Alley and in accordance with Section 1.2500 of the City Code of Ordinances wishes to replat the abutting lots and abandon the Alley. The ordinance presented is to abandon the alleyway if approved then this would move forward to final plat review. The alleyway is not currently being used. Mayor Pro Tem McAnelly moved to approve Ordinance No. 1204-07-19. Motion seconded by Councilman Vela. Motion carried 5-0.

12. Discuss and consider Ordinance No. 1205-07-19 amending Chapter 11 of the Unified Development Code by amending section 11.2 and 7.5 to revise the definition of carports and to clarify setback requirements for detached carports; and establishing effective date. (Joe Ramon)

Mr. Joseph Ramon explained that on July 15, 2019, the City's proposal for the amendment of Ordinance 1188-10-18, was presented to the P & Z Commission as recommended by City Council on July 8, 2019. The recommendation of the Commission was to move forward with amending ordinance 1188-10-18, by revising the definition of "Carport" in UDC, Section 11.2 and revising the first paragraph of UDC, Article 7.5.1, in its entirety. The new language is proposed as follows:

UDC 11.2, Carport: An open-sided structure for parking of an automobile consisting of a roof supported on posts.

Also,

Article 7.5.1: Accessory buildings including garages, tool sheds and other utility structures shall be permitted behind the front setback line, except that carports may be located at a minimum of five (5) feet from the front property line and there is no spacing requirement between detached carport and the primary residential structure. An accessory building or carport attached to a primary structure (whether original or subsequently added to the primary structure) is considered part of the primary structure and must comply with the setback requirement of the primary structure. Accessory buildings shall not be used for commercial purposes. The following restrictions shall apply to Accessory Buildings:

City Staff did present the option to the P & Z Commission of exempting an attached carport from the front setback requirement and they opted not to make the exemption for attached carports. The P & Z Commission also recommended that carports be defined as open-sided with no walls. Staff requests action to approve Ordinance 1205-07-19 amending Chapter 11 of the Unified Development Code by amending section 11.2 and 7.5 to revise the definition of carports and to clarify setback requirements for detached carports; and establishing an effective date. Councilman

Vela asked if this would make it easier to build a carport instead of going through the Board of Adjustment. Mr. Ramon stated that it should help clarify the regulation. Mayor Pro Tem McAnelly asked if the required 5 feet from the front property line would still be required. Mr. Ramon stated the required of 5 feet would have to be met. Mr. Ramon stated that P&Z defined carports as open sided with no walls. Mayor Pro Tem McAnelly stated he preferred the definition of open side as to open sided no walls recommended by the P&Z. The proposed amendment is just changing the front and the definition of carport asked Councilman Torres? This does not affect the side street variances and is a separate item to change the set back requirements with the side setback at 10 feet. Mayor Pro Tem McAnelly stated that he was fine with the current ordinance and added that if it is not working then the ordinance can be brought back to City Council. Councilman Vela stated that he was conformable with the same thought of bringing the item back if it was not working.

Councilman Vela moved to approve Ordinance No. 1205-07-19. Motion seconded by Mayor Pro Tem McAnelly. Motion carried 5-0.

13. Discuss and consider recommendation for appointment of members to the Planning and Zoning Commission. (Mayor Danner)

Mayor Danner stated that last month City Council approved his recommendation for the appointment of Rose Mary Mares to the Planning and Zoning Commission. Unfortunately, the meetings of the Commission and the Board of Trustees for the Hondo Independent School District are held on the same Monday of the month at the same time. With her position as the Assistant Superintendent, Ms. Mares' first obligation is to the school system so she had to reluctantly withdraw her appointment to the Commission. Mayor Danner said he will recommend Ms. Mares to another City Board in the future. Mayor Danner stated that to replace Ms. Mares, he recommends Ms. Katy Haby, a senior employee of Medina Electric Cooperative. Ms. Haby recently graduated from "Hondo U" and will be an excellent member of the Commission. Councilwoman Long moved to approve the recommendation. Motion seconded by Mayor Pro Tem McAnelly. Motion carried 5-0.

14. Executive Session: The City Council of the City of Hondo convened in to Executive Session at 6:55 p.m. and reconvened in Open Session at 7:11 p.m. in accordance with the Texas Open Meetings Act, Texas Government Code,

Section 551.071 (Consultations with Attorney) on matters in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly requires discussion in closed session); Pending or contemplated litigation;

Section 551.072 (Deliberations about Real Property);

Section 551.087 (Deliberations Regarding Economic Development Negotiations)

a. Discussion regarding potential lease, purchase or value of real property.

b. Discussion regarding potential lease/sale of property located at the South Texas Regional Airport

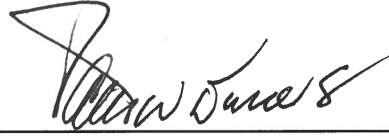
15. Discuss and consider appropriate action resulting from Executive Session.

No action taken.

16. Adjourn.

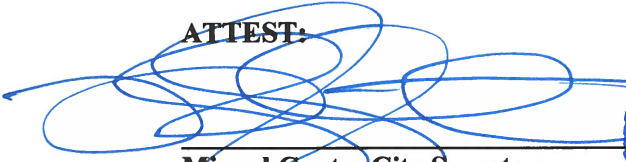
Councilman Torres moved to adjourn the meeting at 7:11 p.m. Motion seconded by Mayor Pro Tem McAnelly. Motion carried 5-0.

PASSED AND APPROVED THIS 26th DAY OF AUGUST 2019.



JAMES W. DANNER, SR., MAYOR

ATTEST:



Miguel Cantu, City Secretary

