

MINUTES
REGULAR MEETING
HELOTES CITY COUNCIL

The City of Helotes City Council met for a regular meeting Thursday, July 27, 2017 at 7:00 p.m. in the City Hall Council Chamber, 12951 Bandera Road, Helotes, Texas. This was an open meeting, subject to the open meeting laws of the State of Texas.

Present: Thomas A. Schoolcraft, Mayor
Bert Buys, Mayor Pro Tem
Edward Villanueva
Alex Blue
Cynthia Massey
Paul Friedrichs

Staff Present: Rick Schroder, City Administrator
Grace Tamez, City Secretary

1. Call to Order.

Mayor Schoolcraft called the meeting to order at 7:00 p.m. Council Member Villanueva led the invocation. Mayor Schoolcraft led the pledge to the U.S. flag and the Texas flag.

OPEN SESSION:

2. Citizens to be Heard.

Vicki Arrendondo introduced herself and spoke on looking forward to move back to Helotes.

Jerry Arrendondo submitted a resume and spoke on the Board of Adjustment item regarding the carport setback.

CONSENT AGENDA: All items marked with an asterisk (***) on the consent agenda were voted on at the beginning of the meeting. Motion was made by Mayor Pro Tem Buys, second by Council Member Blue, to approve items 3, 4 and 5 on the consent agenda. Motion to approve carried unanimously.

3. * Approval of the minutes of the Regular Meeting dated July 13, 2017. (Staff)**

4. * Approval of the City of Helotes Revenue and Expense and Encumbrance Reports dated July 24, 2017. (Staff)**

5. * Approval of the following variance / deferral requests for a Replat forming the BBVA Compass Bank Subdivision establishing Lots 1 and 2, Block 1 and being 3.567 acres of land out of C.B. 4477, consisting of Lot 3, Block 1 of "Replat of Wulfsohn Subdivision" and an unplatted tract of land recorded in Volume 5249, Page 182, Official Public Records, Bexar County, Texas:**

- a) **A request for a variance from Code of Ordinances Chapter 78 *Subdivisions*, Article I *In General*, Section 78-3 *Dedication of Right-of-Way by Subdividers* requiring the dedication of right-of-way along real property adjacent to S.H. 16 (Bandera Rd.);**
- b) **A request for a deferral from Code of Ordinances Chapter 34 *Environment*, Article IV *Stormwater Detention and Drainage* requiring adequate measures for the detention and distribution of storm water until prior to the issuance of a building permit; and**
- c) **A request for a deferral from Code of Ordinances Chapter 78 *Subdivisions*, Article II *Subdivision Regulations*, Division 1 *Generally*, Section 78-39 *San Antonio Unified Development Code Adopted; Amendments* requiring the completion of a traffic impact analysis until prior to the issuance of a building permit. (Staff)**

ITEMS FOR INDIVIDUAL CONSIDERATION:

6. **Discussion of and action to approve the submittal of the following Federal Emergency Management Agency (FEMA) / Texas Division of Emergency Management (TDEM) Hazard Mitigation Grant Applications requiring a twenty-five percent (25%) municipal matching contribution upon award and acceptance:**
 - **Emergency Response Vehicle and Equipment Shelter Project;**
 - **Scenic Loop Rd. Automated Flood Gate Project;**
 - **Parrigin Rd. Drainage Project;**
 - **S.H. 16 / Cedar Trail Drainage Project;**
 - **Antonio Dr. Drainage Project; and**
 - **Hydrologic and Hydraulic Study of Culebra Creek Tributary Project. (Staff)**

Speaking on this item was Rick Schroder, City Administrator. The City Council approved a resolution at their meeting on July 13, 2017 that incorporated the city's partnership into the Bexar County Hazard Mitigation Plan. The six (6) infrastructure projects deal with flood control and storm damage. The total dollar amount for all projects is \$5.4 million, of that, the federal government would pay 4.1 million and the city would be responsible for 1.3 million. The city would also be responsible for administering the grant and completing all phases of construction, including bidding.

Motion was made by Council Member Massey, second by Mayor Pro Tem Buys, to discuss and act on this item as written.

Discussion included the twenty-five percent (25%) municipal matching contribution. There is no way to know which projects would be awarded. Mr. Schroeder said the twenty-five percent (25%) municipal match was not in the new budget, unless directed differently. The city could resubmit the projects if other funding becomes available.

Motion to approve carried unanimously.

7. **Discussion of and action to approve a Resolution of the City Council of the City of Helotes, Texas opposing the adoption of preemption bills that restrict local permitting regulations, tree preservation protections, safe driving ordinances, and annexation abilities or preemption bills that attempt to institute State revenue or expenditure caps on municipal finances during the First Special Session of the 85th Texas Legislature; authorizing Mayor Thomas A. Schoolcraft and the City Administrator to take all necessary steps to implement the provisions of this Resolution, including submitting the Resolution to the Governor's Office, legislative committee members, and any other legislators deemed necessary by City Staff; incorporating recitals; providing for severability; and adopting an effective date. (Staff)**

Motion was made by Council Member Massey, second by Mayor Pro Tem Buys, to discuss and act on this item as written.

Motion to approve carried unanimously.

8. **Discussion of and action to approve the submission of resolutions for consideration at the 2017 Texas Municipal League (TML) Annual Conference seeking introduction and passage, supporting, opposing, or taking no position on the passage of bills during the 86th Texas Legislature. (Staff)**

Speaking on this item was Rick Schroder, City Administrator. Three resolutions were drafted for submission to the TML Resolutions Committee. Depending on what cities submit, the committee will vote on and seek introduction and passage over the next two years of legislation.

The first resolution is to authorize any municipality within the state of Texas to regulate and enforce building codes, including related permitting, plan reviews, inspections and the collection of fees from the same within its extraterritorial jurisdiction. This resolution relates to some issues in the Helotes extraterritorial jurisdiction.

The second resolution is to expand the applicability of Texas Local Government Code Chapter 43, Municipal Annexation, Sub-Chapter F, limited purpose annexation. Limited purpose annexation is only available to Home Rule municipalities that are over 225,000 inhabitants. The purpose of the resolution is to request that it apply to all municipalities within the state of Texas, whether General Law or Home Rule, and with no minimum requirement for population. Limited purpose annexation currently allows municipalities to apply planning, zoning, health and safety ordinances, including building codes, permitting and related fees in the annexed areas. This resolution is similar to the first resolution.

The third resolution is to eliminate reauthorization provisions for the collection and use of street maintenance sales tax. Helotes is restricted by a four (4) year tax period. Other cities can go up to eight (8) years and some can go up to ten (10) years. The purpose of the resolution is to eliminate the reauthorization provision and make it a permanent tax. It would also allow municipalities to reimburse themselves for the election that authorizes the street maintenance tax.

Motion was made by Mayor Pro Tem Buys, second by Council Member Blue, to discuss and act on this item as written.

Motion to approve carried unanimously.

9. Discussion of and action to approve the issuance of a Purchase Order to Rx Technology/Network Alliance (DIR Contract TSO 2542) for a Cisco Business Edition 6000 Telephone System Upgrade consisting of Server Hardware and UC Licensing, Voice Gateways, Installation, and Related Services. (Staff)

Motion was made by Mayor Pro Tem Buys, second by Council Member Villanueva, to discuss and act on this item as written.

The telephone system upgrade consists of replacing hardware boxes in the server room, with the existing phones remaining in place. Discussion included a discount due to Cisco's fiscal year ending on July 31, 2017. The discounted price would be \$45,802 rather than \$50,055. Network Alliance agreed to send the equipment in September and the City can pay for it in October 2017, which would be seen in the line item in the proposed budget.

Motion to approve carried unanimously.

Mayor Schoolcraft adjourned the meeting into closed session at 7:43 p.m. after reading the caption below.

10. Closed Session in accordance with Texas Government Code §551.071 Consultations with Attorney. In addition to the matters listed below, any matter scheduled for Open Session may be discussed in Closed Session, as appropriate and authorized by law:

- **§551.071 Consultations with Attorney regarding Gerald ("Jerry") Arredondo v. City of Helotes, Texas and Board of Adjustment of the City of Helotes, Texas.**

Mayor Schoolcraft convened the meeting into open session at 8:42 p.m. and announced that no action had been taken in closed session.

11. Discussion of and action to approve matters discussed in Closed Session, if necessary, in accordance with Texas Government Code §551.071 Consultations with Attorney, regarding Gerald ("Jerry") Arredondo v. City of Helotes, Texas and Board of Adjustment of the City of Helotes, Texas. (Staff).

Motion was made by Council Member Massey, seconded by Council Member Villanueva, to retain Frank Garza, City Attorney, to proceed with the Jerry Arrendondo case.

Motion to approve carried unanimously.

Adjourn.

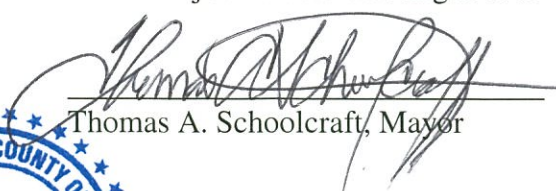
With no more business to come before Council, Mayor Schoolcraft adjourned the meeting at 8:45 pm.

ATTEST:



Celina Perez, City Secretary





Thomas A. Schoolcraft, Mayor