

MINUTES
REGULAR MEETING
HELOTES CITY COUNCIL

The City of Helotes City Council met for a regular meeting Thursday, October 27, 2016, 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
Alex Blue, Mayor Pro Tem
Edward Villanueva
Bert Buys
Cynthia Massey
Paul Friedrichs

Staff Present: Rick Schroder, City Administrator
L. Gaines Griffin, City Attorney

1. Call to Order.

Mayor Schoolcraft called the meeting to order at 7:00 p.m. Council Member Buys led the invocation. Mayor Schoolcraft led the pledge to the U.S. flag and the Texas flag. Mayor Schoolcraft welcomed Boy Scouts, working on merit badges, and Alex Villa, working with Mayor Schoolcraft in a mentorship program.

RECOGNITION:

2. Proclamation presented by Mayor Thomas A. Schoolcraft to the City of Helotes Municipal Court in recognition of Municipal Court Week dated November 7 – 11, 2016. (Mayor Schoolcraft)

Mayor Schoolcraft presented the proclamation to Andrea Goff, Municipal Court Clerk.

PUBLIC HEARING:

3. Public Hearing to give all interested persons the right to appear and be heard on amendments to Municipal Code of Ordinances Chapter 98 Zoning, Article VI Planned Residential Unit Development.

Mayor Schoolcraft opened the public hearing at 7:11 p.m. No one signed up to speak on this item. Mayor Schoolcraft closed the public hearing at 7:11 p.m.

4. Citizens to be Heard.

No one signed up to speak on this item.

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 Council Member Buys second by Council Member Villanueva, to approve items 5, 6, 7, 8, 9, 10, 11, and 12 on the consent agenda. Motion to approve carried unanimously.

- 5.** Approval of the minutes of the Regular Meeting dated September 22, 2016. (Staff)**
- 6.** Approval of Ordinance No. 598 of the City Council of the City of Helotes, Texas adopting an Investment Policy and Strategy for public investment purposes and repealing Ordinance No. 575. (Staff)**
- 7.** Ratification of the following Fiscal Year Ending (FYE) 2016 interdepartmental budget adjustments transferring:**
- \$10,843.26 from General Fund 01-530-5101 *Municipal Court Salaries* to 01-515-5101 *Dispatch Salaries*;
 - \$1,248.70 from General Fund 01-520-5211 *City Secretary Election* to 01-515-5203 *Dispatch Schools and Seminars* (\$88.70) and 01-515-5212 *Dispatch Fleetmatics GPS* (\$1,160.00);
 - \$94.96 from General Fund 01-510-5203 *Administration Schools and Seminars* to 01-515-5203 *Dispatch Schools and Seminars*;
 - \$5,550.55 from General Fund 01-520-5211 *City Secretary Election* to 01-510-5231 *Building Inspector*;
 - \$846.29 from General Fund 01-520-5211 *City Secretary Election* to 01-515-5105 *Dispatch Health Insurance*;
 - \$24,020.59 from General Fund 01-550-5305 *Hausman Rd. Expansion* to 01-560-5335 *Police Department Portable Radios and Equipment*;
 - \$4,166.85 from General Fund 01-550-5510 *Carport / Fencing* to 01-560-5335 *Police Department Portable Radios and Equipment*;
 - \$3,861.18 from General Fund 01-540-5227 *Development Services Plat Filings* to 01-510-5206 *Administration City Attorney*;
 - \$1,178.53 from General Fund 01-535-5109 *Human Resources Longevity* (\$1,134.05) and 01-535-5101 *Human Resources Salaries* (\$44.48) to 01-515-5212 *Dispatch Fleetmatics GPS*; and
 - \$675.22 from General Fund 01-535-5101 *Human Resources Salaries* and \$541.84 from 01-535-5103 *Human Resources Social Security* to 01-530-5221 *Municipal Court Prosecutor*. (Staff)
- 8.** Approval of the FYE 2016 Revenue and Expenditure and Encumbrance Reports dated October 24, 2016. (Staff)**
- 9.** Approval of the following reappointments to the City of Helotes Economic Development Corporation (Mayor Schoolcraft):**
- a. Place Two, Joel Lutz, term to expire on September 30, 2018; and
 - b. Place Six, Diane Anderson, term to expire on September 30, 2018.

- 10.** Approval of Resolution No. 343 of the City Council of the City of Helotes, Texas designating the San Antonio Express News as the official newspaper for the City of Helotes, Texas; providing that all official public notifications be published in said newspaper; authorizing the City Administrator to take all necessary steps to implement the provisions of this Resolution; incorporating recitals; providing for severability; and adopting an effective date. (Staff)**
- 11.** Acceptance of the resignation of Commissioner Juliette Serafine from the Planning and Zoning Commission. (Staff)**
- 12.** Approval of a request for a variance to the provisions of Municipal Code of Ordinances Chapter 78 Subdivisions, Article I In General, Section 78-3 and Article II Subdivision Regulations, Section 78-39 requiring, respectively, dedication of right-of-way by subdividers and a traffic impact analysis for a proposed Slim Chickens Restaurant located, generally, near the intersection of S.H. 16 and Hausman Rd., property more particularly described by Bexar County Appraisal District (BCAD) ID Nos. 1135073 – 1135087. (Applicant)**

ITEMS FOR INDIVIDUAL CONSIDERATION:

- 13. Discussion of and action on the appointment of the following to the Planning and Zoning Commission for a term to serve concurrently with the Office of the Mayor:**
 - a. A. Mario Rios; and**
 - b. Jason Wightman. (Mayor Schoolcraft)**

Mayor Schoolcraft introduced Mario Rios to Council. Mr. Rios described his background and thanked Council for the opportunity to serve. Mayor Schoolcraft introduced Jason Wightman to Council. Mr. Wightman described his background and thanked Council for the opportunity to serve.

Motion was made by Council Member Friedrichs, second by Mayor Pro Tem Blue to appoint Mario, Rios to the Planning and Zoning Commission. Motion to approve carried unanimously.

Motion was made by Council Member Friedrichs, second by Mayor Pro Tem Blue, to appoint Jason Wightman to the Planning and Zoning Commission. Motion to approve carried unanimously.

- 14. Discussion of and action on the appointment of Wayne R. Stacey to the City of Helotes Economic Development Corporation, Place Four, for a term to expire on September 30, 2018. (Mayor Schoolcraft)**

Mayor Schoolcraft introduced Wayne Stacey. Mr. Stacey described his background and thanked Council for the opportunity to serve.

Motion was made by Council Member Massey, second by Councilmember Villanueva, to discuss and act on this item as written.

Discussion included opposition to removal of a board member for expressing a different viewpoint, the EDC Master Plan, and the importance of retaining EDC history. The EDC has not discussed this item. The EDC Bylaws allow replacement of a member without cause.

Motion to approve carried: 4 Ayes; 1 Nay – Council Member Massey; 0 Abstentions.

15. **Discussion of and action on Ordinance No. 599 of the City Council of the City of Helotes, Texas providing for the extension of the Helotes City Limits by the annexation of a 14.649 acre tract of land described as BCAD Prop. ID No. 241715 and being located in the J.A. Torres Abstract No. 768 and the T.C.R.R. Co. Survey, Abstract No. 1026, Bexar County, Texas; granting to all inhabitants of said property all of the rights and privileges of other citizens and binding said inhabitants by all of the acts, ordinances, resolutions, and regulations of the City; incorporating recitals; authorizing the City Administrator to take all necessary steps to implement the provisions of this Ordinance; providing for severability; repealing all ordinances in conflict herewith; setting an effective date; and approving a Municipal Service Plan for such area. (Staff)**

Motion was made by Council Member Buys, second by Councilmember Friedrichs, to discuss and act on this item as written.

Motion to approve carried unanimously.

16. **Discussion of and action on an Ordinance of the City Council of the City of Helotes, Texas amending Municipal Code of Ordinances Chapter 98 Zoning, Article VI *Planned Residential Unit Development*; declaring compliance with Municipal zoning regulations, the City Master Plan, State Law, and public notice and hearing requirements; incorporating recitals; repealing ordinances or parts of ordinances in conflict herewith; providing for severability; and declaring an effective date. (Staff)**

The Planning and Zoning Commission postponed this item to their November 1 meeting.

Motion was made by Council Member Massey, second by Mayor Pro Tem Blue, to postpone this item to the Council meeting of November 10, 2016.

Motion to approve carried unanimously.

Mayor Schoolcraft adjourned the meeting into closed session at 7:44 p.m. after reading the caption below.

17. **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 Texas Association of Builders, Et. Al. vs. the City of Helotes, Et. Al. (Staff)**

Mayor Schoolcraft convened the meeting into open session at 7:56 p.m. and announced that no action had been taken in closed session.

18. Discussion of and action on matters discussed in Closed Session regarding Texas Association of Builders, Et. Al. vs. the City of Helotes, Et. Al. (Staff)

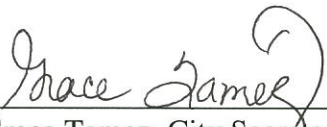
Motion was made by Council Member Friedrichs, second by Council Member Villanueva, to approve the schedule of payments to Texas Association of Builders Et. Al. vs. the City of Helotes Et. Al.as presented in closed session.

Motion to approve carried unanimously.

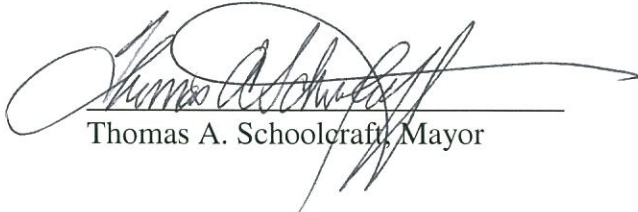
Adjourn.

With no more business to come before Council, Mayor Schoolcraft adjourned the meeting at 7:58 p.m.

ATTEST:



Grace Tamez, City Secretary



Thomas A. Schoolcraft, Mayor

