

MINUTES
REGULAR MEETING
HELOTES CITY COUNCIL

The City of Helotes City Council met for a regular meeting Thursday, June 14, 2018 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
Alex Blue
Cynthia Massey
Paul Friedrichs

Absent: Jim Meadows

Staff Present: Rick Schroder, City Administrator
Celina Perez, City Secretary

1. Call to Order.

Mayor Schoolcraft called the meeting to order at 7:00 p.m. and welcomed a Boy Scout from Troop 680.

Council Member Massey led the invocation. Mayor Schoolcraft led the pledge to the U.S. flag and the Texas flag.

PUBLIC HEARING:

- 2. Public Hearing to give all interested persons the right to appear and be heard on a request from City Staff to amend Municipal Code of Ordinances Chapters 34 *Environment*, 66 *Signs*, and 98 *Zoning* by providing for the Planning and Zoning Commission to review and make recommendations to the City Council for final action on commercial developments and single family residential subdivision developments' exterior lighting, signage, and conceptual design plans.**

Mayor Schoolcraft opened the public hearing at 7:02 p.m. No one signed up to speak on this item. Mayor Schoolcraft closed the public hearing at 7:03 p.m.

OPEN SESSION:

3. Citizens to be Heard.

No one signed up to speak on this item.

CONSENT AGENDA (ITEM NOS. 4 - 9): All items marked with an asterisk (**) on the consent agenda were voted on by one motion. Motion was made by Mayor Pro Tem Buys, second by Council Member Friedrichs, to approve items 4, 5, 6, 7, 8 and 9 on the consent agenda. Motion to approve carried unanimously.

- 4.** Approval of the minutes of the Regular Meeting dated May 24, 2018. (Staff)
- 5.** Approval of the City of Helotes Fiscal Year Ending (FYE) 2018 Revenue and Expense, Balance Sheet, and Encumbrance Reports dated June 11, 2018. (Staff)
- 6.** Approval of a Fireworks Display Permit Application, pursuant to Municipal Code of Ordinances Chapter 38 *Fire Prevention and Protection*, Article V *Fireworks*, Section 38-53 *Permit*, for the City of Helotes Independence Day Celebration & Fireworks Spectacular located within the Municipal Complex and on the Sandra Day O'Connor High School grounds on Tuesday, July 3, 2018 beginning at 6:00 p.m. (Staff)
- 7.** Approval of the Bexar Metro 9-1-1 Network District Proposed Fiscal Year 2019 Budget. (Staff)
- 8.** Approval of an FYE 2018 School Safety Fund Budget Amendment increasing Line Item No. 09-406-1000 *Dedicated Revenues* by \$22,107.77 and increasing Line Item Nos. 09-510-5101 *Traffic Signal Expenditures* and 09-510-5102 *Other Expenditures* by \$5,000.00 and \$17,107.77, respectively. (Staff)
- 9.** Approval of a Resolution of the City Council of the City of Helotes, Texas supporting a request by San Antonio Water System (SAWS) subcontractors BGE, Inc. and Maestas & Associates, Inc. to saw cut, trench, and backfill portions of Old F.M. 1560 between, generally, Riggs Rd. and the entrance to the Municipal Complex for the Helotes Creek Gravity Main and Lift Station No. 246 Elimination Project; authorizing the City Administrator to take all necessary steps to implement the provisions of this Resolution; incorporating recitals; and providing for severability. (Staff)

ITEMS FOR INDIVIDUAL CONSIDERATION:

10. Discussion of and action on an Ordinance of the City Council of the City of Helotes, Texas amending Municipal Code of Ordinances Chapters 34 *Environment*, 66 *Signs*, and 98 *Zoning* and providing for City Council review and action on commercial developments and single family residential subdivision developments' exterior lighting, signage, and conceptual designs; protecting the public health and promoting the public welfare of the City of Helotes by establishing rules and regulations regarding commercial development; providing for severability; repealing any other Code provisions, ordinances, parts of ordinances, and other provisions in conflict herewith; providing a penalty; and adopting an effective date. (Mayor Schoolcraft)

Mayor Schoolcraft provided a recap on this item. Currently, the Planning & Zoning Commission has final approval authority on all conceptual design plans, platting, exterior lighting, signage and zoning applications. The proposed amendments will change the Commission's role to act in an advisory capacity only and provide only recommendations, which will then be forwarded to Council for final approval authority.

Discussion included comments on having the final approval authority for signage to remain with the Commission, considering that Council is currently working on amendments to the sign ordinance. Ultimately, the overall consensus was that the final approval authority, including that of signage, should be forwarded to Council.

City Attorney Frank Garza noted that because the Commission did not provide a recommendation at the June 5, 2018 meeting, the Council could not take action on this item.

Motion was made by Mayor Pro Tem Buys, second by Council Member Blue, to postpone this item to the July 12, 2018 Council Meeting to await the required recommendation from the Planning & Zoning Commission. Motion to approve carried unanimously.

11. Discussion of and direction on an Ordinance of the City Council of the City of Helotes, Texas amending Municipal Code of Ordinances Chapter 66 *Signs*, Article V *Sign Classifications; Permit*, Section 66-44 *Banners, Temporary Signs, and Site Development Signs*, Subparagraph (a) *Banners*. (Mayor Schoolcraft)

A lengthy discussion was held on amendments to Municipal Code of Ordinances Chapter 66 *Signs*, specifically Section 66-44, Subparagraph (a) *Banners*. Council was able to provide some direction to Staff regarding the maximum banner size requirement, authorized off premise banner locations at the four (4) street intersections discussed, with two banners per corner, banner display duration, and removing the option to seek a variance for banners to be longer than 64 square feet. Council was unable to come to a consensus on setting the purpose by defining the terms "special event" and "recurring event, whether to allow a business that's not in the City to post a banner sign, and whether for profit businesses can come together collectively and post a banner sign.

Mayor Schoolcraft concluded by saying this item would be brought back at a future meeting for more discussion.

12. Discussion of and action on an Ordinance of the City Council of the City of Helotes, Texas amending Municipal Code of Ordinances Chapter 62 *Peddlers and Solicitors* by altering authorized hours of operation; providing for severability; repealing any other Code provisions, ordinances, parts of ordinances, and other provisions in conflict herewith; providing a penalty; and adopting an effective date; including, but not limited to, the receipt of a letter from Lynn, Pinker, Cox & Hurst, L.L.P., on behalf of Moxie Pest Services, regarding the same. (Staff)

City Attorney Frank Garza advised that the City received a letter from Lynn, Pinker, Cox & Hurst, L.L.P. ("the firm"), on behalf of Moxie Pest Services ("Moxie"), regarding the authorized

hours of operation as per Municipal Code of Ordinances Chapter 62 *Peddlers and Solicitors*. The firm cited that the existing hours of operation of 10:00 am thru 6:00 pm affected the door to door sales of Moxie, and requested that the City repeal the 6:00 pm curfew to avoid litigation.

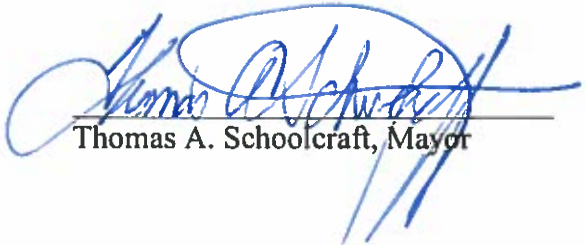
Discussion included the proposed ordinance amendments of altering the hours of operation for peddlers and solicitors to 10:00 am thru 9:00 pm and the option for the City to create a "Do Not Disturb List" and register residents.

Motion was made by Mayor Pro Tem Buys, second by Council Member Friedrichs, to approve this item as written. Motion to approve carried unanimously.

Adjourn

With no more business to come before Council, Mayor Schoolcraft adjourned the meeting at 9:16 pm.

ATTEST:


Thomas A. Schoolcraft, Mayor


Celina Perez, City Secretary

