

1. CALL MEETING TO ORDER

Mayor Werner called the meeting to order at 6:30 p.m.

PRESENT: ABSENT:

Alderman Berrier

Alderman Heintzelman

Alderman Hisel

Alderman Simpson

Mayor Pro Tem Ross

Mayor Werner

2. PLEDGE OF ALLEGIANCE AND INVOCATION

Alderman Heintzelman led the Pledge of Allegiance to the Flag. Alderman Hisel led the Invocation.

3. CITIZENS TO BE HEARD

Citizens Markette, Kahn, Pierce, Florine, and Smoot addressed City Council regarding community events at City Hall, bus stop covers, garage/carports, and smart meters,

4. CITY COUNCIL COMMENTS

City Council welcomed all to the meeting.

5. PRESENTATIONS, COMMENDATIONS AND ANNOUNCEMENTS

5.1. Proclamation - National Payroll Week

Mayor Werner read the Proclamation – National Payroll Week

5.2. Proclamation - Recognizing the induction of Randi Wayland into the 2016 Texas Freshwater Fishing Hall of Fame

Mayor Werner presented the proclamation to Randi Wayland – Recognizing the induction of Randi Wayland into the 2016 Texas Freshwater Fishing Hall of Fame.

5.3. Recognition - Lara Feagins, Finance Director and the Distinguished Budget Presentation Award

Mayor Werner deferred this item to the next City Council meeting.

5.4. Recognition - Curtis Leeth, Planner/Information Systems Manager and the Scenic City Recognition

Mayor Werner recognized Curtis Leeth, Planner/Information Systems Manager and the Scenic City Recognition.

6. REGULAR AGENDA ITEMS

6.1. Discussion / action - City's authority to by ordinance limit the opt out fee or to

require the installation of smart meters under supervision of trained journeyman, lineman, or licensed electrician - City Manager / City Attorney

City Manager Hill presented a summary of events regarding the CPS Energy Smart Meter Initiative. In June, City Council directed the City Attorney to prepare a paper regarding the City's authority to by ordinance limit the opt out fee or to require the installation of smart meters under supervision of trained journeyman, lineman, or licensed electrician and directed staff prepare a letter to CPS Energy to delay in the installation of smart meters. CPS Energy agreed to the delay and two Town Hall Meetings have been scheduled where CPS Energy will be discussing the smart meter initiative.

Alderman Simpson made a motion to discuss this agenda item.

Alderman Berrier seconded the motion.

There was discussion that if the City required CPS Energy use trained journeyman, lineman or licensed electrician to supervise the installation of smart meters, there would likely be additional costs passed through to the citizens and citizens should be surveyed for their willingness to pay.

6.2. Public Hearing - Receive comments from members of the public regarding an application for a proposed drive through Automatic Teller Machine to be located at Huntington West Office Building, 3424 Paesanos Parkway

Public hearing opened at 6:54 p.m.

Cecilia Garcia, Priority Group, provided an overview of the proposed drive through Automatic Teller Machine to be located at Huntington West Office Building, 3424 Paesanos Parkway.

Public hearing closed at 6:57 p.m.

6.3. Discussion / action - Ordinance O-2016-011 approving drive through Automatic Teller Machine to be located at Huntington West Office Building, 3424 Paesanos Parkway

Alderman Simpson made a motion to approve Ordinance O-2016-011.

Mayor Pro Tem Ross seconded the motion.

The motion to approve O-2016-011 carried unanimously.

6.4. Discussion / action - Approval of City of Shavano Park Compensation Study - City Manager / Stephen Werling, Werling Associates

City Manager Hill presented an outline of the Shavano Park Compensation Study process.

Alderman Simpson made a motion to approve the implementation of City of Shavano Park Compensation Study as previously presented with the exception of the pay for the City Manager which will be determined by separate Council action as required by Local Government Code §25.026.

Alderman Berrier seconded the motion.

Mayor Pro Tem Ross made a motion to amend the motion and put the City Manager information back in the study and approve as presented.

Alderman Heintzelman seconded the motion.

The vote to amend the motion and put the City Manager information back in the study and approve

as presented.

AYES: 4; NAYES: 1 (Alderman Simpson)

The vote on the original motion as amended is as follows:

AYES: 4; NAYES: 1 (Alderman Simpson)

6.5. Presentation / discussion - Semi-annual Development Presentation - Bitterblue, Inc. / Denton Communities

Darryl Lange and Laddie Denton presented the semiannual update regarding residential and commercial development in and close proximity to Shavano Park.

6.6. Discussion / action - Adopting a policy to allow citizens to address the City Council during Council meetings apart from Citizens to be Heard - Ald. Simpson

Alderman Simpson made a motion that we immediately adopt a policy that the City Council allows respectful input from citizens concerning agenda items properly before Council debate and direct the City Manager to draft an implementing policy memorandum for approve of Council at the next special or regular Council meeting.

Alderman Hisel seconded the motion.

The motion failed with the following vote:

AYES: 2 ; NAYS: 3 (Mayor Pro Tem Ross, Aldermen Heintzelman/Berrier)

6.7. Discussion / action - Encourage Solar by considering lowering permitting cost for solar electricity panels on residential and commercial properties – Ald. Simpson / Mayor Pro Tem Ross

Alderman Simpson made a motion to direct the City Manager to determine the cost to the city to review proposed plans for the installation of solar generation and the cost of inspections required by the International Codes and recommend to Council a permitting fee sufficient to cover the costs to the City for its management of the permits and inspections.

Mayor Pro Tem Ross seconded the motion.

The motion carried unanimously.

6.8. Discussion - Proposed FY 2016-17 Budget – City Manager

City Manager Hill presented an overview of the proposed FY 2016-17.

There was discussion regarding the effective tax rate publication.

Mayor Pro Tem Ross made a motion to discussion Proposed FY 2016-17 Budget.

Alderman Heintzelman seconded the motion.

The motion carried unanimously.

Alderman Simpson indicated that he would like to see the funds in undesignated funds and municipal tract be moved to the Fire Department Capital line item.

6.9. Discussion / action - Briefing by City Manager on procedures to nominate and appoint citizens to Boards, Committees and Commissions. Discussion and possible action concerning those procedures - Ald. Simpson

City Manager Hill presented an overview on the procedures to nominate and appoint citizens to Boards, Committees and Commission.

Alderman Berrier made a motion to discuss this item.

Alderman Heintzelman seconded the motion.

There was additional discussion regarding the nominating and appointment process.

6.10. Discussion / action - Recording of Council workshop meeting for the benefit of residents in accordance with the City's Record Control Management policy and Council's goals and objectives for promoting open, clear, proactive, and transparent communications and outreach with citizens – Ald. Hisel

Alderman Hisel made a motion to include Council Work Shops as meetings to be recorded for viewing and publication on the City's YouTube Channel and website in accordance with the City's Records Control Management policy and to comport with Council's stated values, goals and objectives about promoting open, clear, proactive and transparent communications and outreach with citizens.

Alderman Simpson seconded the motion.

The motion carried with the following vote:

AYES: 4; NAYES: 1 (Alderman Berrier)

6.11. Discussion / action - Consider revision of ordinance to allow carports to be substituted for garage space, open to street, load in front and be freestanding. In addition, ordinance should specify type of structures allowed.- Mayor Pro Tem Ross

Mayor Pro Tem Ross made a motion to postpone this item until the September Regular meeting.

Alderman Heintzelman seconded the motion.

The motion to postpone agenda item 6.11 to the September Regular meeting carried unanimously.

6.12. Discussion / action - Resolution R-2016-016 adopting a policy requiring all committees and subcommittees of the City Council, Planning and Zoning Commission, Water Board or any other municipal board, corporation or commission to post notice of meetings and conduct its meetings in a location open to the general public - Ald. Simpson

Alderman Simpson made a motion to approve R-2016-016 adopting a policy requiring all committees and subcommittees of the City Council, Planning and Zoning Commission, Water Board or any other municipal board, corporation or commission to post notice of meetings and conduct its meetings in a location open to the general public.

Alderman Hisel seconded the motion.

The motion to approve Resolution R-2016-016 adopting a policy requiring all committees and subcommittees of the City Council, Planning and Zoning Commission, Water Board or any other municipal board, corporation or commission to post notice of meetings and conduct its meetings in a location open to the general public failed with the following vote:

AYES: 2 NAYES: 3 (Mayor Pro Tem Ross, Aldermen Heintzelman/Berrier)

6.13. Discussion / action - Review of tree trimming permit fees and permit period - Mayor Pro Tem Ross

Alderman Berrier made a motion to discuss agenda item 6.13.

Alderman Simpson seconded the motion.

Discussion was held in which Mayor Pro Tem Ross made a motion to direct the City Manager to review the permitting fees and create an appropriate permitting period.

Aldermen Simpson seconded the motion.

The motion carried unanimously.

6.14. Discussion/action - Resolution R-2016-017 seeking Shavano Park's State Representative and Senator to sponsor legislation to clarify/enhance how Public Education and Governmental Programming Funds (PEG) may be utilized within the guidelines of Texas Utilities Code Chapter 66 - Ald. Hisel

Alderman Hisel made a motion to table this item and bring back at a later date.

Alderman Simpson seconded the motion.

The motion to table this time carried unanimously.

Mayor Pro Tem Ross made a procedural motion to pull agenda item 8.9 and 8.10 from the Consent Agenda for discussion at this time.

Alderman Berrier seconded the motion.

The motion carried unanimously.

City Council proceeded with consideration of agenda items 8.9 and 8.10.

7. CITY MANAGER'S REPORT

All matters listed under this item are considered routine by the City Council and will only be considered at the request of one or more Aldermen. Coincident with each listed item, discussion will generally occur.

7.1. Building Permit Activity Report

7.2. Fire Department Activity Report

7.3. Municipal Court Activity Report

7.4. Police Department Activity Report

7.5. Public Works Activity Report

7.6. Finance Report (July)

Mayor Werner requested 7.1 be pulled for a brief discussion.

Mayor Werner asked why a significant project has started in Shavano Park and the permits are not reflected in the report. City Manager Hill stated that this project is the Lockhill Ventures aka Nooner's. A permit was been reviewed, sent back and resubmitted and reviewed by the Fire Marshal and Building Inspector was approved last week. The fees are not in this report.

Mayor Pro Tem Ross requested 7.4 be pulled for discussion. Mayor Pro Tem asked for clarification on the police activity report. A Town Hall Meeting this weekend, it was brought to our attention that incident reports regarding vandalism of mailboxes is not submitted in the monthly report. City Manager Hill stated he has discussed adding this into the monthly reports with Chief Creed.

8. CONSENT AGENDA

All matters listed under this item are considered routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired by any Alderman on any item, that item will be removed from the consent agenda and will be considered separately.

- 8.1. Approval - City Council Workshop Meeting, August 16, 2016**
- 8.2. Approval - Special City Council Meeting, August 11, 2016**
- 8.3. Approval - City Council Workshop, August 11, 2016**
- 8.4. Approval - Special City Council Meeting Budget Workshop, August 4, 2016**
- 8.5. Approval - City Council Meeting Minutes, July 25, 2016**
- 8.6. Approval - City Council Workshop Meeting Minutes, July 19, 2016**
- 8.7. Approval - City Council Workshop Meeting Minutes, July 13, 2016**
- 8.8. Accept - Planning & Zoning Commission Meeting Minutes, July 6, 2016**
- 8.9. Approval - Final Plat of Napier Park, Unit-1, a 2.250 acre tract of land out of a 289.5 acre tract out of the Refugio Vargas, Survey Number 80, Abstract Number 781, in County Block 4787**

Alderman Simpson made a motion to approve the Final Plat of Napier Park, Unit-1, a 2.250 acre tract of land out of a 289.5 acre tract out of the Refugio Vargas, Survey Number 80, Abstract Number 781, in County Block 4787.

Alderman Heintzelman seconded the motion.

The motion to approve the Final Plat of Napier Park, Unit-1, a 2.250 acre tract of land out of a 289.5 acre tract out of the Refugio Vargas, Survey Number 80, Abstract Number 781, in County Block 4787 carried unanimously.

8.10. Approval - Final Plat of Napier Park, Unit-2, a 1.961 acre tract of land out of 289.5 acre tract out of the Refugio Vargas, Survey Number 80, Abstract Number 781, City County Block 4787

Mayor Pro Tem Ross made a motion to approve the Final Plat of Napier Park, Unit-2, a 1.961 acre tract of land out of 289.5 acre tract out of the Refugio Vargas, Survey Number 80, Abstract Number 781, City County Block 4787.

Alderman Heintzelman seconded the motion.

The motion to approve the Final Plat of Napier Park, Unit-2, a 1.961 acre tract of land out of 289.5 acre tract out of the Refugio Vargas, Survey Number 80, Abstract Number 781, City County Block 4787 carried unanimously.

Mayor Werner deviated back to agenda item 7. City Manager Report

8.11. Approval – Ordinance No. O-2016-013 amending the FY 2015-16 General Fund and Water Budgets due to repair roof (General fund) and Trinity Well (Water Fund)

8.12. Approval – Rescheduling the City Council meetings scheduled for:

8.12.1. November 28 to November 21

8.12.2. December 26 to December 19

8.13. Approval – Quarterly Investment Report

8.14. Discussion / action - Ordinance O-2016-012 water heaters - City Manager

Alderman Simpson requested to pull agenda item 8.2.

Alderman Simpson made a motion to approve Consent Agenda items 8.1, 8.3 – 8.8, 8.11 – 8.14.

Mayor Pro Tem Ross seconded the motion.

The motion to approve Consent Agenda items 8.1, 8.3 - 8.8, 8.11 - 8.14 carried unanimously.

Alderman Simpson made a motion to amend the first line of item 5.1 to insert the parenthetical (\$0.294780 per \$100) immediately following “the effective tax rate” on the first line of item 5.1 so that the line as amended would read:

"Mayor Pro Tem Ross made a motion to propose to adopt the effective tax rate (\$0.294780 per \$100) or lower."

Alderman Berrier seconded the motion.

The motion carried unanimously.

9. ADJOURNMENT

Mayor Pro Tem Ross made a motion to adjourn the meeting.

Alderman Berrier seconded the motion.

The meeting adjourned at 8:51 p.m.

Robert Werner
Mayor

Zina Tedford
City Secretary