

STATE OF TEXAS)
COUNTY OF UVALDE)
CITY OF UVALDE)

BE IT REMEMBERED, that the City Council of the City of Uvalde, Texas, met in a Regular Meeting at 4:00 p.m. on Thursday, April 24, 2014, with the following members present:

J Allen Carnes	Mayor
Rogelio M. Munoz	Mayor Pro Tem <i>arrived chambers 4:53 p.m</i>
Stephen E. Balke	Councilmember
Ernest W. "Chip" King, III	Councilmember
Jesse Rodriguez	Councilmember

Also present:

Jennifer E. Garver	City Manager
Joe Cardenas	Assistant City Manager
Barbara Bouleware-Wells	KNIGHT & PARTNERS City Attorney (via Video Conference)
Andrew Hagan	Municipal Court Judge
Juan Zamora	Director of Utilities and Sanitation
Joe Jarosek	Director of Public Works
Clint Baack	Director of Parks and Recreation
Susan Anderson	Director of Planning & Community Development
Jamie Johnson	Code Enforcement Officer
Eric Herrera	Chief of Police Uvalde Police Department

Agenda Item No. 1 – Call Meeting to Order

Mayor J Allen Carnes called the meeting to order at 4:00 p.m.

Agenda Item No. 2 - Invocation

Councilman Stephen E. Balke led the invocation.

Agenda Item No. 3 – Pledge of Allegiance

Agenda Item No. 4 – Minutes

- 4A. Consider and act on the minutes of the April 8, 2014 Regular City Council Meeting.
Motion made by Councilman Chip King to approve the April 8, 2014 Regular City Council Minutes. Councilman Stephen Balke seconded the motion. Motion carried 4-0.

Agenda Item No. 5. – Citizen's Input

- 5A. Citizens are requested to sign up prior to council meeting if requesting time to address council. Presentations will be limited to no more than three (3) minutes.
Roberta Walden addressed City Council concerning her views on the City's proposed Street Improvement Project.
Mario Cruz addressed City Council concerning his concerns with the City's proposed Street Improvement Project specifically as how it pertains to drainage. He will be watching the decision making process of the City closely he stated.

Agenda Item No. 6. - Bills

- 6A. Consider and act on payment of bills over \$5,000.00 April 3, 2014 through April 16, 2014.
Councilman Stephen Balke made a motion to approve the bills over \$5,000 for payment. Councilman Jesse Rodriguez seconded the motion. Motion carried 4-0.

Agenda Item No. 7. Appointment

- 7A. Consider and act on confirmation and approval of the Mayor's appointment (David Valdez) to the Main Street Advisory Board, pursuant to Article II, Section 13, of the City Charter.
Councilman Jesse Rodriguez made a motion to approve the confirmation of Mayor's appointment of David Valdez to the Main Street Advisory Board. Councilman Stephen Balke seconded the motion. Motion carried 4-0.

Agenda Item No. 8. Public Hearing

- 8A. Public Hearing concerning Planning and Zoning Case File No. 3-14PZ to consider and act on a request from Enriqueta F. Gonzales, Applicant, requesting issuance of a Special Use Permit at her property located at 314 Chaparral, NCB 107, Shook Subdivision, Block 19, Lot 19B-5, for the purpose of operating a beauty salon from her residence.
Open the public hearing on Agenda Item 8A at 4:10 p.m
Closed the public hearing on Agenda Item 8A at 4:11 p.m
- 8B. Public Hearing concerning Planning and Zoning Case File No. 4-14PZ to consider and act on a request from David C. Willis, applicant, for a zone change from Industrial to Business, B-2 and for a zone change from Residential R-4 to Business, B-2, for the purpose of building additional storage units to the existing storage facility located at 260 North Grove, NCB 38, Crisp Subdivision, Block C Lots 8, 9, & 10. There are two houses located on lots 8, 9, & 10 that are in substandard condition and need to be demolished. The new storage units would be enclosed by a security fenced and other safety devices.

Open the public hearing on Agenda Item 8B at 4:11 p.m.

John Aviles, a citizen from the neighborhood of the Crisp subdivision spoke in opposition to the project of David C. Willis's request for a zone change. Mr. Aviles distributed photos of the area and the existing building on site.

Attorney Mickey Gerdes explained his client's desire to add additional storage units to the lot and that there would be no encroachment to the lot; no hindrance in the alley and increase in property value with the tear down of an unsafe house and new construction of storage units.

Closed the public hearing on Agenda Item 8B at 4:15 p.m.

Agenda Item No. 9 - Report

- 9A. Report by Andrew Friedman of Southwest Securities regarding the City of Uvalde's current debt and debt capacity.
Andrew Friedman of Southwest Securities gave a report to the City Council and stated that the City is in good fiscal condition and that the current rating is an "A" according to Standard and Poor Index. He distributed a report to the Council for their reference.

Agenda Item No. 10 – New Business

- 10A. Consider and act on Planning and Zoning Case File No. 3-14PZ to consider and act on a request from Enriqueta F. Gonzales, Applicant, requesting issuance of a Special Use Permit at her property located at 314 Chaparral, NCB 107, Shook Subdivision, Block 19, Lot 19B-5, for the purpose of operating a beauty salon from her residence.
Motion made by J Allen Carnes, Mayor to approve Agenda Item 10A. Councilman Chip King seconded the motion. Motion carried 4-0.
- 10B. Consider and act on Planning and Zoning Case File No. 4-14PZ to consider and act on a request from David C. Willis, applicant, for a zone change from Industrial to Business, B-2 and for a zone change from Residential R-4 to Business, B-2, for the purpose of building additional storage units to the existing storage facility located at 260 North Grove, NCB 38, Crisp Subdivision, Block C Lots 8, 9, & 10. There are two houses located on lots 8, 9, & 10 that are in substandard condition and need to be demolished. The new storage units would be enclosed by a security fenced and other safety devices.
Motion made by J Allen Carnes, Mayor to approve Agenda Item 10B. Councilman Stephen Balke seconded the motion. Motion carried 4-0.
- 10C. Consider and act on a Water Variance application by Chad Foster, Jr. for power washing of exterior of the Doughty Building, located at 106 N. East Street, Uvalde.
Motion made by Councilman Stephen Balke to approve Agenda Item 10C. Councilman Chip King seconded the motion. Motion carried 4-0.
- 10D. Consider and act on a Water Variance application by Henry John Yeackle IV for power washing of the old signage area and sidewalk of 436 W. Main Street, Uvalde (Johnny Gringos Restaurant).
Councilman Chip King made a motion to approve Agenda Item 10D. Councilman Stephen Balke seconded the motion. Motion carried 4-0.
- 10E. Consider and act on a request from request from Kyle Graham, Youth Minister - Getty St. Church of Christ for use of the Civic Center at a discounted rate for the week of June 29-July 2, 2014 for several area churches to promote a summer event for teens and families who will serve and work rehabilitating homes and public areas in the Uvalde Community.
Councilman Stephen Balke made a motion to approve Agenda Item 10E. Councilman Chip King seconded the motion. Motion carried 5-0.
- 10F. Consider and act to approve the Quarterly Cash and Investment report for the period ended March 31, 2014.
Motion made by J Allen Carnes, Mayor to table Agenda Item 10F. Councilman Chip King seconded the motion. Motion carried 5-0.
- 10G. Consider and act on adopting proposed Ordinance to revise Chapter 12.24 of the City of Uvalde Municipal Code concerning Parks. (Handout)
Motion made by J Allen Carnes, Mayor to table Agenda Item 10G. Councilman Stephen Balke seconded the motion. Motion carried 5-0.

10H. Consider and act on the following project pay application(s):

PayApplication/ Invoice#	Contractor	Amount	Project	Budgeted Account
1000042307	ThyssenKrupp Elevator	\$48,856.80	Uvalde Opera House Elevator	73400006706

*Motion made by J Allen Carnes, Mayor to approve the pay applications for ThyssenKrupp.
Motion seconded by Councilman Chip King. Motion carried 5-0*

Agenda Item No. 11 - Discussion

- 11A. Discussion by Mayor J. Allen Carnes regarding the Street Improvement Project.
Mayor J Allen Carnes spoke about the street project being perhaps too heavy of a burden on the tax payers at this time and that perhaps we could keep the existing model and attack some primary roads or heavily travelled roads first. Councilman King agreed with Mayor and believed that the 24 million dollar project would be a heavy burden for the taxpayers. Councilman Rodriguez echoed Mario Cruz's sentiments of concern and believes that taxes will have to be raised for all and, with the proposed street project, not all the roads will be fixed. John Yeackle addressed council and said the we have been kicking this can around for some time now and that his how the streets have gotten to this condition. Don McLaughlin agreed with Mayor and that we need to take this to a vote.

*The City Council convened into a recess due to a power outage at 5:25 p.m.
The City Council reconvened from a recess at 5:41 p.m.*

- 11B. Discussion by Susan Anderson, Director of Planning and Community Development, concerning adopting a proposed Ordinance authorizing enforcement of the City of Uvalde Code of Ordinances by designated Code Enforcement Officers, and Inspectors or Licensed Peace Officers.
Susan Anderson, Director of Planning and Community Development addressed council about this proposed ordinance that would allow code enforcement officers to be able to write citations to help enforce code violators. Many other cities do this. Mrs. Anderson stated that this ordinance would help assist Judge Andrew Hagan with his code enforcement backlog on his docket.

Agenda Item No. 12 – Executive Session

The City Council of the City of Uvalde, Texas, will convene into Executive Session in accordance with the purposes permitted by the Open Meetings Act:

- 12A. Pursuant to Section 551.071 and Section 551.072, Texas Government Code, and Section 1.05, Texas Disciplinary Rules of Professional Conduct, to deliberate the acquisition, exchange, and value of real property and to consult with legal counsel regarding legal issues related to a lease agreement, acquisition of real property, and water rights.

The City Council convened into executive session at 5:43 p.m.

Agenda Item No 13. – Reconvene From Executive Session

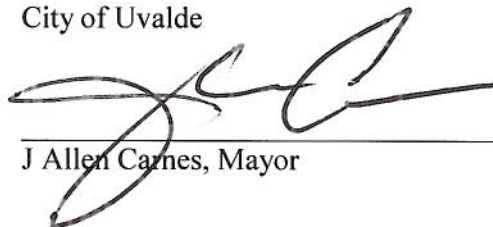
- 13A. Reconvene into open session to take action as deemed appropriate in the City Council's discretion regarding the acquisition, exchange, and value of real property, a lease agreement, and water rights.

The City Council reconvened from executive session at 6:20 p.m. No action taken at this time.

Agenda Item No. 14 – Adjournment

Motion for Adjournment made by Councilman Stephen Balke. Councilman Chip King seconded the motion. Motion carried 5-0. Council adjourned at 6:20 p.m.

City of Uvalde

A handwritten signature in black ink, appearing to read 'J Allen Carnes', written over a horizontal line.

J Allen Carnes, Mayor

Attest:

A handwritten signature in blue ink, appearing to read 'Susan M. Conley', written over a horizontal line.

Susan M. Conley, City Secretary