



City of Garden Ridge

"A way of life, not just a place to live"

MINUTES CITY COUNCIL REGULAR MEETING WEDNESDAY, OCTOBER 12, 2022, 6:00 P.M.

Councilmembers Present:

Mayor Robb Erickson
Mayor Pro-Tem Lisa Swint
Councilmember Kelly Smith
Councilmember Jesse Valdez
Councilmember Todd Arvidson
Councilmember Kay Bower

Councilmembers Absent: None

City Staff Present:

Nancy Cain, City Administrator
Marisa Spencer, City Secretary
Michelle Hinojosa, Utility Clerk
Christine Green, Finance/HR Director
Ron Eberhardt, Police Chief
Steven Steinmetz, Public Works Director
Linda Crosland, Library Director
Cynthia Trevino, City Attorney

City Commissioners Present:

Keven Harshbarger, Vice-Chair, Water Commission
Kerim Jacaman, Vice-Chair, Planning and Zoning Commission
Dr. Jim Miller, Planning and Zoning Commissioner
Roy Leatherberry, Planning and Zoning Commissioner

1. Call to Order/Roll Call

With a quorum of the City Councilmembers present, Mayor Erickson called the regular meeting of the Garden Ridge City Council to order at 6:00 p.m. on Wednesday, October 12, 2022, in the City Council Chambers of the Garden Ridge City Hall, 9400 Municipal Parkway, Garden Ridge, Texas 78266.

2. Pledge of Allegiance

Mayor Erickson led the Pledge of Allegiance and the Texas Pledge.

3. Proclamations/Presentations

a) Davenport High School Theatre Department Presentation-Theatre Director Abraham Ramirez

Students from Davenport High School Theatre Department spoke regarding upcoming events and performed various short selections from Seussical Jr.

b) Eagle Scout Adrien de Barros Conti Certificate of Recognition

Councilmember Valdez presented a Certificate of Recognition to Eagle Scout Adrien de Barros Conti for obtaining the rank of Eagle Scout.

c) Hill Country Night Sky Month Proclamation

Mayor Erickson presented a Proclamation to representatives from Comal County Friends of the Night Sky declaring October as Hill Country Night Sky Month.

d) Domestic Violence Awareness Month Proclamation

Mayor Erickson presented a Proclamation to representatives from Crisis Center of Comal County declaring October as Domestic Violence Awareness Month.

4. Citizen Comment Period

Cheryl Bither, 9925 Trophy Oaks Drive, spoke regarding the Garden Ridge Women's Club.

Shelby Trial, 21657 Forest Waters Circle, spoke regarding the investigation of former Mayor Thompson.

5. Consent Agenda

THESE ITEMS MAY BE ACTED UPON IN A SINGLE MOTION. NO SEPARATE DISCUSSION OR ACTION ON THESE ITEMS WILL BE HELD UNLESS REQUESTED BY A COUNCILMEMBER. PUBLIC COMMENT ON THESE ITEMS MAY BE HEARD DURING CITIZENS' PARTICIPATION; HOWEVER, THAT DOES NOT MEAN THE ITEM WILL BE CONSIDERED OUTSIDE THE CONSENT AGENDA.

a) Approval of Minutes for the September 7, 2022, City Council Regular Meeting.

b) Financial Statement, Summary Report, and Management's Discussion and Analysis of Results of Operations – August 31, 2022.

c) Resolution No. 494-102022 A Resolution of the City Council of the City of Garden Ridge, Texas, designating the New Braunfels Herald-Zeitung as the official newspaper of the City of Garden Ridge.

Motion: A motion was made by Councilmember Bower, seconded by Councilmember Valdez, to approve Consent Agenda items a)-c). The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

6. Staff Reports

a) City Administrator Monthly Activity Report.

City Administrator Nancy Cain reviewed thank you notes recognizing City Staff, employee anniversaries, and stated *Volunteer Garden Ridge!* reported 123.5 hours for September. She provided City Council with updates regarding the TML Annual Conference, the employee/council Christmas party, and the resignation of Building Inspector Wilbert Lenz.

b) Finance/HR Monthly Activity Report.

Finance/HR Director Christine Green spoke regarding continuity of operations related to the Finance/HR Department.

c) City Secretary Monthly Activity Report.

City Secretary Marisa Spencer reviewed the monthly activity report and spoke regarding continuity of operations related to the Administrative Department.

d) Police Department Monthly Activity Report.

Chief Eberhardt reviewed the monthly activity report and spoke regarding continuity of operations related to the Police Department.

e) Public Works Department Monthly Activity Report.

Public Works Director Steven Steinmetz reviewed the monthly activity report and spoke regarding continuity of operations related to the Public Works Department.

f) Library Monthly Activity Report.

Library Director Linda Crosland reviewed the monthly activity report and spoke regarding continuity of operations related to the Library.

7. City Engineer Projects Status Reports

Mayor Erickson stated City Engineer Sam Johnson had a family emergency and unable to be here.

8. City Commission and Committee Reports/Recommendations/Possible Actions

a) Planning and Zoning Commission:

- 1. Preliminary Plat for The Ridge at Garden Ridge, being a 13.526 acre tract located at the southeast corner of the intersection of FM 2252 and FM 3009 and owned by Custom Clinics, LLC.**

1.1. Receive recommendation from the Planning and Zoning Commission.

Vice-Chair Jacaman stated the Commission recommends approval of the Preliminary Plat for The Ridge at Garden Ridge.

1.2. Discuss and take action on Preliminary Plat.

Motion: A motion was made by Councilmember Valdez, seconded by Councilmember Smith, to approve the Planning and Zoning Commission's recommendation and approve the Preliminary Plat for The Ridge at Garden Ridge, being a 13.526 acre tract located at the southeast corner of the intersection of FM 2252 and FM 3009 and owned by Custom Clinics, LLC. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

2. Receive monthly activity update as applicable.

Vice-Chair Jacaman provided City Council with an update on the topics discussed at the Commission's meeting.

b) Quarry Commission:

Mayor Erickson stated a representative is not in attendance and there is nothing to report at this time.

c) Water Commission:

- 1. Expiring terms (September 30, 2022) of Commissioners.**

1.1. Receive recommendation and take action on the resignation of Commissioner Reynolds.

Vice-Chair Harshbarger stated the Commission recommends approval of the resignation of Commissioner Reynolds.

Motion: A motion was made by Mayor Pro-Tem Swint, seconded by Councilmember Bower, to approve the Water Commission's recommendation and approve the resignation of Commissioner Reynolds from the Water Commission. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

1.2. Receive recommendation and take action on the reappointment of Commissioner Stone and Commissioner Haltaman to serve another term with terms expiring September 30, 2024.

Vice-Chair Harshbarger stated the Commission recommends reappointment of Commissioner Stone and Commissioner Haltaman to serve another term on the Water Commission.

Motion: A motion was made by Councilmember Valdez, seconded by Councilmember Bower, to approve the Water Commission's recommendation and reappoint Commissioner Stone and Commissioner Haltaman to serve another term on the Water Commission with terms expiring September 30, 2024. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

2. Receive monthly activity update as applicable.

Vice-Chair Harshbarger provided City Council with an update on the topics discussed at the Commission's meeting.

d) Wildlife Management Advisory Commission:

Mayor Erickson stated the Commission did not meet in September and there is nothing to report at this time.

e) Parks Committee:

Councilmember Bower provided City Council with an update on the committee's projects and efforts.

9. Approvals and Authorizations

The following items are for discussion, consideration, and action.

- a) Ordinance No. 210-102022 An Ordinance of the City Council of the City of Garden Ridge, Texas, adopting board and commissions policies and procedures; providing a cumulative and savings clause; providing for severability; and declaring an effective date.**

Mayor Erickson spoke regarding amendments to Ordinance No. 210.

Motion: A motion was made by Councilmember Valdez, seconded by Mayor Pro-Tem Swint, to approve Ordinance No. 210-102022 An Ordinance of the City Council of the City of Garden Ridge, Texas, adopting board and commissions policies and procedures; providing a cumulative and savings clause; providing for severability; and declaring an effective date. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

- b) Charter Commission.**

Mayor Erickson provided City Council with an update regarding forming a Charter Commission.

- c) Step Pay Plan.**

City Administrator Nancy Cain spoke regarding the Step Pay Plan and stated it is recommended that the Step Pay Plan be discontinued for the Administration, Library, Utilities, and Public Works Departments as well as the Police Department Clerk Position.

Motion: A motion was made by Councilmember Bower, seconded by Councilmember Arvidson, to approve the recommendation regarding the Step Pay Plan as presented. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

- d) Amendments to City of Garden Ridge Personnel Policy Manual.**

Chief Eberhardt spoke regarding an amendment to the City of Garden Ridge Personnel Policy Manual to align with Local Government Code.

Motion: A motion was made by Councilmember Valdez, seconded by Mayor Pro-Tem Swint, to approve the amendment to the City of Garden Ridge Personnel Policy Manual as presented. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

10. Updates

- a) City Council Projects.**

- 1. Mitigation of growth and encroachment impacts on Garden Ridge (Swint and Erickson).**

Mayor Erickson and Mayor Pro-Tem Swint provided updates related to mitigation of growth and encroachment impacts on Garden Ridge.

- 2. Economic Development/Council Liaison to Tri-County Chamber of Commerce (Smith and Erickson).**

Councilmember Smith provided updates related to Economic Development/Council Liaison to Tri-County Chamber of Commerce.

- 3. Alamo Area Metropolitan Planning Organization Technical Advisory Committee Update (Valdez and Erickson).**

Councilmember Valdez provided updates related to the Alamo Area Metropolitan Planning Organization Technical Advisory Committee.

- 4. Council Liaison to the Water Company/Utilities Department (Valdez and Erickson).**

Councilmember Valdez provided updates related to Council Liaison to the Water Company/Utilities Department.

5. Council Liaison to Comal ISD (Arvidson and Erickson).

Councilmember Arvidson provided updates related to Council Liaison to Comal ISD.

6. City Welcome Signage (Bower and Erickson).

Councilmember Bower provided updates related to City Welcome Signage.

7. Update on FM 2252 TxDOT Project (Bower and Erickson).

Councilmember Bower provided updates related to FM 2252 TxDOT Project.

11. Discussion of Future Agenda Items

Mayor Erickson requested to discuss the 2023 Texas Legislative Session.

12. Citizen Comment Period

No one wished to speak.

13. Reports and Comments from Mayor and City Councilmembers

The Mayor and/or City Councilmembers may comment, make general announcements, and/or provide progress reports on events, activities and/or committees/board meetings concerning the following:

Alamo Area Metropolitan Planning Organization, Boy Scouts and/or Girl Scouts, City of Garden Ridge sponsored events and outreach efforts, Comal ISD (Garden Ridge Elementary/Danville Middle School/Davenport High School), Counties (Bexar/Comal/Guadalupe), Families of Garden Ridge, Garden Ridge Lions Club, Garden Ridge Citizen Police Academy Alumni Association/Citizen Patrol, Garden Ridge Women's Club, Greater Bexar County Council of Cities, Northeast Partnership, Tri-County Chamber of Commerce.

Councilmember Valdez spoke regarding the Garden Ridge Citizen Police Academy Alumni Association Annual Car Show. Councilmember Arvidson spoke regarding Eagle Scouts and Davenport High School events. Councilmember Smith spoke regarding Tri-County Chamber of Commerce events. Councilmember Bower spoke regarding Tri-County Chamber of Commerce Luncheon. Mayor Erickson spoke regarding Families of Garden Ridge Adopt-A-Highway Program, County/City Officials Luncheon, Northeast Partnership, Tri-County Chamber of Commerce, and Comal ISD.

14. Executive Session

The City Council will recess its open meeting and reconvene in Executive Session:

a) Pursuant to Texas Government Code Section 551.071(1) and 551.071(2) – Consultation with Attorney and 551.072 – Deliberations About Real Property.

- 1. To seek legal advice regarding pending litigation, Cause No. C2022-0615B, Michael C. Domgard II vs. City Council for the City of Garden Ridge, Texas.**
- 2. To consult with and receive legal advice regarding variance and Special Use Permit processes related to development project: Guadalupe Readymix – proposed Concrete Batch Plant at 20762 FM 2252.**

Mayor Erickson announced the City Council will recess at 7:59 p.m. and reconvene into Executive Session at 8:10 p.m., to discuss and seek legal advice on the items stated above.

Mayor Erickson adjourned the Executive Session and reconvened back into Regular Session at 8:43 p.m.

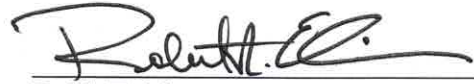
15. Business Items

The City Council will reconvene into Regular Session upon conclusion of the Executive Session and may recall any item posted for Executive Session for action, as necessary.

No action taken.

16. Adjournment

There being no further business, the Wednesday, October 12, 2022, City Council regular meeting was adjourned at 8:44 p.m. by Mayor Erickson.



Robb Erickson
Mayor

ATTEST



Marisa Spencer
City Secretary