



City of Garden Ridge

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

MINUTES CITY COUNCIL REGULAR MEETING WEDNESDAY, FEBRUARY 6, 2019, 6:00 P.M.

Councilmembers Present:

Mayor Larry Thompson
Mayor Pro-Tem John McCaw
Councilmember Robb Erickson
Councilmember Bryan Lantzy
Councilmember Kay Bower
Councilmember Todd Arvidson

Councilmembers Absent:

None

City Staff Present:

Nancy Cain, City Administrator
Marisa Spencer, Interim City Secretary
Shannon Del Toro, Municipal Court Clerk
Cynthia Trevino, City Attorney
Ron Eberhardt, Police Chief
Brad Olivarri, Interim Water Manager
Steven Steinmetz, Public Works Director
Linda Crosland, Librarian
Karen Ford, Finance/HR

City Commission Representatives Present:

Dr. Jim Miller, Chair, Planning and Zoning Commission
Cynthia Shanahan-Segovia, Chair, Wildlife Management Advisory Commission
David Heier, Chair, Water Commission

Other City Commissioners in Attendance:

Ken Kneupper, Wildlife Management Advisory Commissioner
Dawn Hatch, Wildlife Management Advisory Commissioner
Richard Holloway, Vice-Chair, Water Commission
Jesse Valdez, Water Commissioner
Wayne Mudge, Quarry Commissioner

1. Call to Order

With a quorum of the City Council members present, Mayor Thompson called the regular meeting of the Garden Ridge City Council to order at 6:00 p.m. on Wednesday, February 6, 2019, in the City Council Chambers of the Garden Ridge City Hall, 9400 Municipal Parkway, Garden Ridge, Texas 78266.

2. Roll Call

See above.

3. Pledge of Allegiance

Members of Cub Scout Troop 343 Pack 5, along with Mayor Thompson, led the Pledge of Allegiance.

4. Proclamation

a) Teen Dating Violence Awareness Month

Mayor Thompson presented a proclamation to Briana Saltis representing the Crisis Center of Comal County declaring February 2019 as Teen Dating Violence Awareness Month.

Briana Saltis thanked Mayor Thompson and the City of Garden Ridge for helping the Crisis Center of Comal County raise awareness about Teen Dating Violence.

5. City/Employee Recognitions/Employee Introductions

a) Thank you notes from Rose and John Andrews to Officer McKay and the Garden Ridge Police Department for their quick response to calls.

Nancy Cain, City Administrator, stated thank you notes were received from Rose and John Andrews to Officer McKay and the Garden Ridge Police Department for their quick response to calls.

b) Thank you from Charlene Bryant, 9317 Teakwood Lane, to the Garden Ridge Police Department for checking their property daily while they were out of town.

Nancy Cain, City Administrator, stated a thank you was received from Charlene Bryant, 9317 Teakwood Lane, to the Garden Ridge Police Department for checking their property daily while they were out of town.

c) Thank you from the Parks Committee to Manuel Troncoso, Public Works Department, for his excellent job in working with the Cedar Eaters of Texas at Paul Davis Park.

Nancy Cain, City Administrator, stated a thank you was received from the Parks Committee to Manuel Troncoso, Public Works Department, for his excellent job in working with the Cedar Eaters of Texas.

Mayor Thompson thanked Manuel Troncoso, Public Works Department, who was in the audience.

6. Citizen Comment Period – limited to 30 minutes total

Mayor Thompson reviewed the rules and laws for Citizen Comment Period.

Tony Frasco, 8802 Wild Wind Park, spoke regarding Galo Materials located outside of Garden Ridge City limits, town hall meetings, funding for capital projects, and Paul Davis Park.

David Ringle, 9234 Blazing Star Trail, spoke regarding Advocates for Garden Ridge Wildlife – a non-profit 501(c)(3) that he is the current president of, Paul Davis Park, and the Parks Committee.

Amanda Hagy, 10931 Dedek Drive, spoke regarding Paul Davis Park, social media posts, transparency, and accountability.

Mary Rethman, 9450 Cinchona Trail, spoke regarding Paul Davis Park, the Parks Committee, and City Councilmembers.

Lisa Richter, 9241 Garden Ridge Drive, spoke regarding deer management and speed limits in the City of Garden Ridge, and Texas Parks and Wildlife Department.

Martha Stipp, 21007 Cedar Branch, spoke regarding the update provided by Ryan Murphy at the Wildlife Management Advisory Commission meeting, and Texas Parks and Wildlife Department exemptions.

Shelby Trial, 21657 Forest Waters Circle, spoke regarding the Homes for our Troops kickoff event for SGT LisaMarie Wiley, USA (RET.), Homes for our Troops website to make donations, and joining Operation Lasting Support.

Ken Kneupper, 8891 Schoenthal Road, spoke regarding other meetings he attends where citizens do not receive an opportunity to speak, trail riders coming through the City, and Paul Davis Park.

Amy Layne, 9409 Teakwood Lane, spoke regarding Paul Davis Park.

Rex Layne, 9409 Teakwood Lane, spoke regarding being 7 years old, Paul Davis Park, and deer management in the City.

7. Consent Agenda

THE FOLLOWING ITEMS MAY BE ACTED UPON IN A SINGLE MOTION. NO SEPARATE DISCUSSION OR ACTION ON ANY OF THESE ITEMS WILL BE HELD UNLESS REQUESTED BY A MEMBER OF CITY COUNCIL. PUBLIC COMMENT ON CONSENT AGENDA ITEMS MAY BE HEARD DURING CITIZEN'S PARTICIPATION, BUT COMMENTS HEARD DURING CITIZEN'S PARTICIPATION DOES NOT MEAN THAT THE ITEM WILL BE CONSIDERED OUTSIDE THE CONSENT AGENDA.

- a) Approval of Minutes:**
 - i. January 2, 2019 City Council Regular Meeting**
 - ii. January 7, 2019 City Council and Quarry Commission Special Joint Meeting**
- b) Financial Statement, Summary Report, and Management's Discussion and Analysis of Results of Operations – December 31, 2018.**
- c) Ordinance No. 218-022019 An Ordinance to order a General Election on May 4, 2019 for the City of Garden Ridge for the purpose of electing the Mayor and Aldermen to City Council, Places Two and Three; such election shall be a joint election between the City of Garden Ridge and the Comal Independent School District; making provisions for the conduct of such election; and resolving other matters related to the conduct of such election.**
- d) Resolution No. 444-022019 A Resolution of compliance with annual review and adoption of the Public Funds Investment Policy for the City of Garden Ridge, Texas, as required by the provisions of Texas Government Code Chapter 2256, the Public Funds Investment Act, as amended.**

ACTION ON THE CONSENT AGENDA

Motion: A motion was made by Councilmember Erickson, seconded by Councilmember Lantzy, to approve the Consent Agenda items 7. a) – d). The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

8. Business Items

The following items are for discussion, consideration and action.

- a) Action on items pulled from the Consent Agenda.**

No Consent Agenda items were pulled.

- b) Fiscal Year 2018 Audit Report (period ending September 30, 2018).**

- i. Receive a presentation and review.**

Deborah Fraser, Armstrong, Vaughan & Associates, P.C. Certified Public Accountants, summarized the Fiscal Year 2018 Audit Report by reviewing the attached presentation. She addressed questions and comments from Councilmembers regarding various topics in the report.

Councilmembers showed their appreciation of City staff and Ms. Fraser for the cooperative efforts and great report. Councilmember Erickson thanked Karen Ford, Nancy Cain, Mayor Thompson, current Councilmembers, and previous Councilmembers for their hard work on the budget, adding they are all an asset to the City.

Mayor Thompson thanked Ms. Frasier for sharing her knowledge, adding he is confident she provides a solid independent look. Mayor Thompson stated receiving a great audit report also shows how fortunate the City is to have Karen Ford, Finance/HR Director, and thanked her for all of the long days and weekends.

ii. Take action on the Fiscal Year 2018 Audit Report.

Motion: A motion was made by Mayor Pro-Tem McCaw, seconded by Councilmember Erickson, to approve the Fiscal Year 2018 Audit Report. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

c) Staff Reports

i. City Administrator Monthly Activity Report

- **Community Center usage and financial report, Building Permits issued to date for residential, commercial and minor construction projects, City Council Idea/Suggestions, communication efforts, Citizen Concern/Input, and upcoming events.**

Nancy Cain, City Administrator, stated the Household Hazardous Waste and Spring Clean-Up Event will be held Saturday, April 6th from 8am-2pm with shredding services from 10am-1pm. She stated a detailed flyer will be sent out with the next water bill.

Mayor Thompson spoke regarding citizens stating it would be nice to know what could be recycled. He reminded everyone a detailed flyer regarding garbage and recycling was sent out with the water bill in December and is on the City's website.

ii. Police Department Monthly Activity Report

- **Traffic Enforcement, criminal activity within City, and Code Compliance Enforcement.**

Ron Eberhardt, Police Chief, stated he was contacted by a TxDOT contractor informing him about a total closure of FM 3009 for a few hours in the middle of the night. He stated he has not been provided with a date yet; however, signs will be posted prior to the closure.

Ron Eberhardt, Police Chief, spoke regarding efforts taken to more efficiently move school traffic on Municipal Parkway and how the City is also working with the school district on additional options.

- **2018 Racial Profiling Report.**

Ron Eberhardt, Police Chief, presented the 2018 Racial Profiling Report and addressed questions from Councilmembers.

iii. Public Works Monthly Activity Report

- **Street and right-of-way maintenance, drainage facility and easement maintenance, City facility maintenance, Animal Services (domestic and wild), Oak Wilt, Public Works Projects, and City parking lots.**

Steven Steinmetz, Public Works Director, reviewed the monthly activity report, adding there are currently two dogs and eight cats ready for adoption. Mayor Pro-Tem McCaw stated the improvements to the Bluebonnet Room in the Garden Ridge Community and Event Center look great. Councilmember Erickson stated the restriping on Municipal Parkway also looks great and inquired about the dogs ready for adoption being on the City website. Marisa Spencer, Interim City Secretary, stated these dogs are posted within the news carousel

on the homepage of the City's website. Mayor Thompson reminded everyone that trimming of Oak trees is prohibited during the months of February through June.

iv. Water Department Monthly Activity Report

- **Water pumping/usage from City wells, water system infrastructure maintenance, repairs and/or projects, Water and/or Drought Management (current Watering Stage).**

Brad Olivarri, Interim Water Manager, stated he is continuing to work with the Water Commission on improving the Water Department monthly reports and spoke regarding the estimates he provided to the City Council concerning future maintenance.

Mayor Thompson thanked Brad Olivarri, Interim Water Manager, for his continued hard work and being proactive by obtaining these estimates.

- **Update on tank overflow occurrence findings.**

Brad Olivarri, Interim Water Manager, spoke regarding having more controlled access to each well site and stated he is expecting further information and training from MICRO-COMM.

Mayor Thompson thanked Brad Olivarri, Interim Water Manager, for taking the tank overflow incident very seriously and providing thorough information. Councilmember Bower thanked Brad Olivarri for being proactive as well as reactive. Councilmember Erickson also thanked Brad Olivarri for his hard work on preventative measures.

v. Library Monthly Activity Report

- **Upcoming events.**

Linda Crosland, Librarian, spoke regarding the 1st Friday Family Night on March 1st, adding it will be a Texas theme in honor of Texas Independence Day with some western themed games, activities, and food. She also spoke regarding Kelly Curtright and Wendy Bippert working great together, stating how appreciative and fortunate she is to have two wonderful assistants.

d) City Engineer Projects Status Reports

- i. **CIP Project for 2015**
 - 1. **Update on Warranty Items**
- ii. **FM 2252 TxDOT Project**
- iii. **FM 2252 Sewer and Water Project**
- iv. **Drainage:**
 - 1. **Creekview**
 - 2. **Sumac Circle**
 - 3. **Bindseil Lane**
- v. **Municipal Parkway**
- vi. **City of Selma Water CCN**
- vii. **MS4 Permit Preparation**

Dan Mummert, City Engineer, reviewed the Trihydro Corporation – Engineering Report for February 2019 and addressed questions from Councilmembers.

e) City Commission and Committee Reports/Recommendations/Possible Actions

- i. **Planning and Zoning Commission Recommendations and Possible Action:**
 - 1. **Receive monthly activity update as applicable.**

Chair Dr. Miller provided City Council with an update on the topics discussed at the Commission's January meetings. He thanked Cynthia Trevino, City Attorney, for providing a thorough presentation regarding various definitions relating to the Commission's Zoning and Subdivision Ordinance rewrites.

Mayor Thompson thanked Chair Dr. Miller.

ii. Quarry Commission Recommendations and Possible Action:

1. Receive monthly activity update as applicable.

No Quarry Commission monthly activity update.

iii. Water Commission Recommendations and Possible Action:

1. Request for water bill adjustment/credit for 8297 Eskimo Forest for billing period of November 20, 2018 – December 19, 2018.

a. Receive information and background from Water Commission.

Chair Heier stated the Water Commission discussed this incident and felt the City should not be held liable because the builder did not connect something properly, adding that warranty covered the repair but not the cost of the leak. Chair Heier stated the resident was advised to appear in front of City Council to request a water bill adjustment/credit; however, he is not in attendance.

b. Take action on request for water bill adjustment/credit.

Mayor Thompson asked if any Councilmembers wanted to take action on the request for a water bill adjustment/credit. Receiving no responses from any Councilmembers, he stated Chair Heier could then continue with the monthly report.

2. Receive monthly activity update as applicable.

Chair Heier provided City Council with an update on the topics discussed at the Commission's January meeting. He spoke regarding the Water Rate Study presentation; however, the Water Commission is still discussing aspects of the study and expects to have a recommendation for City Council after the next Water Commission meeting.

Chair Heier thanked Brad Olivarri, Interim Water Manager, for doing a great job in working exceptionally well with the Commission. Mayor Thompson thanked Chair Heier and the Water Commission for working hard on groundbreaking analyses like the Water Rate Study as well as their additional projects.

iv. Wildlife Management Advisory Commission Recommendations and Possible Action:

1. Mayors' Monarch Pledge Action Items.

a. Receive recommendation from Wildlife Management Advisory Commission.

Chair Segovia spoke regarding the Mayors' Monarch Pledge Action Items and stated the Wildlife Management Advisory Commission unanimously voted to recommend taking the pledge to City Council for approval.

b. Take action on recommendation.

Motion: A motion was made by Councilmember Erickson, seconded by Mayor Pro-Tem McCaw, to approve the Wildlife Management Advisory Commission's recommendation to take the Mayors' Monarch Pledge and commit to implement at least eight action items from the Mayors' Monarch Pledge Action Items to receive special recognition as part of the National Wildlife Federation's Mayors' Monarch Leadership Circle. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

2. Receive monthly activity update as applicable.

Chair Segovia provided City Council with an update on the topics discussed at the Commission's January meeting. She spoke regarding an exemption request for release of any melanistic deer, Texas Parks and Wildlife laws and regulations, chronic wasting disease testing, and the Commission's draft of a comprehensive Wildlife Management Plan for the City of Garden Ridge.

Councilmember Erickson stated he is impressed with the comprehensive Wildlife Management Plan and thanked the Wildlife Management Advisory Commission for their work on this. Councilmember Arvidson stated the City has many passionate and vocal people about wildlife and parks and hopefully they could be of assistance in some of the draft ideas.

Mayor Thompson and Councilmember Bower thanked Chair Segovia for her leadership.

v. Garden Ridge Parks Committee:

1. Receive monthly activity update as applicable.

Shelby Trial stated the Parks Committee Chair, Kathy Trial, sends her regrets that she could not be here, so he volunteered to provide City Council with the monthly activity update. Shelby Trial spoke regarding the 2016 Park Master Plan which identified potential pocket parks; however, the funds were not available then. He spoke regarding members of the Parks Committee attending grant writing trainings. Shelby Trial stated last November City Council approved the plan to hire Cedar Eaters and the three main objectives for Paul Davis Park are to make it safe, healthy, and fun. He spoke regarding a child from a homeschool group that got lost in the wooded area two weeks prior to the work done to open the area up. He stated that opening the area up has allowed the Parks Committee to have a better idea of what will work in their plan and allowed the City Engineer to help find the property lines (see attached). He stated a buffer as well as diversity remains, and they will be adding a butterfly garden. He stated no Oak trees were cut down, since there was only one Oak tree in this area of Paul Davis Park. He spoke regarding obtaining proposals for a fence with a double gate at an easement area.

Councilmember Bower stated the City Engineer provided references and the City will be obtaining bids for the fencing. She also stated that neighbors around Paul Davis Park were notified and none of which complained about the Cedar Eaters. Councilmember Arvidson stated this is a long-range plan and he is looking forward to what happens next. Councilmember Lantzy congratulated the Parks Committee for finding a way to double the size of the park, adding there is a great opportunity to do many nice things now. Councilmember Erickson thanked Shelby Trial, Parks Committee, and Public Works for their time and efforts put into Paul Davis Park. Mayor Pro-Tem McCaw expressed how Paul Davis Park will look great and be a better environment, adding that a project takes some patience.

Mayor Thompson stated the City Council Chambers was recently filled with over 30 people that are volunteers in some aspect of the City at Coffee with the Mayor, and they commended the Parks Committee for their hard work. Mayor Thompson thanked Shelby Trial and the Parks Committee for being involved and stepping up to do something since there have been many situations where citizens told him about being scared to go to the back of the park. Mayor Thompson spoke regarding getting the scouts involved and expressed his appreciation for everything the Parks Committee is doing.

vi. Volunteer Garden Ridge!

1. Receive monthly activity update as applicable.

Nancy Cain, City Administrator, stated *Volunteer Garden Ridge!* reported 361.25 hours, with 147 of those hours being in the Garden Ridge Library, and Comal Master Gardeners reported 53.75 hours for a total of 415 hours for January.

f) Approvals/Authorizations/Reports/Discussion

- i. Ordinance No. 24-022019 An Ordinance of the City Council of the City of Garden Ridge, Texas, establishing regulations for the use of the City park and recreational areas controlled by the City of Garden Ridge, Comal County, Texas; providing a permit for those who are authorized to use the facilities; regulating possession and use of alcoholic**

beverages in these facilities; establishing policies governing permit fees, hours of availability, closing times, and cleanup requirements; providing for repeal and superseding of Ordinance No. 24 approved on October 4, 1995, and Amendment No. 1 approved on November 5, 1997; providing a penalty for violations of this Ordinance; providing for publication and severability.

Mayor Thompson stated revising this Ordinance was a great effort between City staff and volunteers during multiple meetings with all stakeholders. He reminded Councilmembers since they have only had this revised Ordinance for a week, they can have more time to review if they would like.

Nancy Cain, City Administrator, stated Section 12 contained an error that was noticed after the Ordinance was sent to City Council; however, the correction was made and provided to all Councilmembers.

1. Take action on Ordinance No. 24-022019.

Motion: A motion was made by Councilmember Lantzy, seconded by Councilmember Arvidson, to approve Ordinance No. 24-022019 An Ordinance of the City Council of the City of Garden Ridge, Texas, establishing regulations for the use of the City park and recreational areas controlled by the City of Garden Ridge, Comal County, Texas; providing a permit for those who are authorized to use the facilities; regulating possession and use of alcoholic beverages in these facilities; establishing policies governing permit fees, hours of availability, closing times, and cleanup requirements; providing for repeal and superseding of Ordinance No. 24 approved on October 4, 1995, and Amendment No. 1 approved on November 5, 1997; providing a penalty for violations of this Ordinance; providing for publication and severability with the correction of section 12. During the discussion of the motion, Councilmember Erickson inquired about glass containers and having pets on a leash at all times. Mayor Thompson stated this is not intended to unnecessarily restrict anyone or anything; however, research would need to be done to see if removing the requirement of pets being on a leash at all times would put any liability on the City. Councilmember Bower suggested to postpone taking action on this for another month to allow further information to be obtained and researched. The City Council discussed taking more time to look over Ordinance No. 24-022019.

Motion Withdrawn: Councilmember Lantzy and Councilmember Arvidson both withdrew their motions.

- ii. Ordinance No. 219-022019 An Ordinance of the City Council of the City of Garden Ridge, Texas ratifying Ordinance No. 185-102015 annexing approximately thirteen (13) acres generally located in Comal County, north of Bindseil Road, south of Park Lane Drive, and west of Bat Cave Road within 107.14 acres commonly known as Daphne Development, and being further described as being out of the Charles P. Hanlon survey no. 72, abstract 253, Comal County, Texas and of record in document no. 201206013370 of official public records of Comal County, Texas, in the extraterritorial jurisdiction of the City of Garden Ridge, Texas and approving a service plan for such area; providing that this Ordinance shall be cumulative of all Ordinances; providing a severability clause; providing a savings clause; and providing an effective date.**

Nancy Cain, City Administrator, stated in 2015 the City worked with the developer for the Woods of Garden Ridge and the City of San Antonio for the release of approximately 13 acres from the City of San Antonio ETJ for annexation into the Garden Ridge City limits. She stated after receiving a complaint about an unclean property in late 2018, the City discovered the Comal County GIS maps were not correctly reflecting the Garden Ridge city limits. She explained while working with Comal County on rectifying the city limit adjustment, an administrative oversight was discovered. The oversight was the result of the then City Secretary failing to obtain the then Mayor's signature on Ordinance No. 185-102015 which approved the annexation. She stated the City Attorney's office was contacted for guidance

on correcting the administrative oversight. The City Attorney reviewed all documents associated with the annexation and confirmed that the City of Garden Ridge took all actions required by law for the annexation beginning with the ETJ release from the City of San Antonio, the conducting of public hearings, and approval of the annexation by adoption of Ordinance No. 185-102015 bringing the property into the city limits. After review and determination that the property was legally annexed, the City Attorney drafted Ordinance No. 219-022019. She explained City Council adoption of Ordinance No. 219-022019 corrects the administrative oversight by ratifying the action taken by the Garden Ridge City Council in October 2015 annexing the 13-acre tract located in the Woods of Garden Ridge.

1. Take action on Ordinance No. 219-022019.

Motion: A motion was made by Councilmember Bower, seconded by Councilmember Erickson, to approve Ordinance No. 219-022019 An Ordinance of the City Council of the City of Garden Ridge, Texas ratifying Ordinance No. 185-102015 annexing approximately thirteen (13) acres generally located in Comal County, north of Bindseil Road, south of Park Lane Drive, and west of Bat Cave Road within 107.14 acres commonly known as Daphne Development, and being further described as being out of the Charles P. Hanlon survey no. 72, abstract 253, Comal County, Texas and of record in document no. 201206013370 of official public records of Comal County, Texas, in the extraterritorial jurisdiction of the City of Garden Ridge, Texas and approving a service plan for such area; providing that this Ordinance shall be cumulative of all Ordinances; providing a severability clause; providing a savings clause; and providing an effective date. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

iii. Resolution No. 445-022019 A Resolution of the City of Garden Ridge, Texas, authorizing the use of certain City property for public park purposes and authorizing the City Administrator to take such action as necessary to implement the purpose of the Resolution.

Mayor Thompson stated this Resolution is consistent with the Parks Master Plan from three years ago. He explained how City Council can designate an area as a park and the area can also go back to the original use if undesignated. Mayor Thompson stated there are currently three areas of City property where such park designation can occur and if approved, people could donate equipment or land for this use.

1. Take action on Resolution No. 445-022019.

Motion: A motion was made by Councilmember Erickson, seconded by Councilmember Lantzy, to approve Resolution No. 445-022019 A Resolution of the City of Garden Ridge, Texas, authorizing the use of certain City property for public park purposes and authorizing the City Administrator to take such action as necessary to implement the purpose of the Resolution. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously.

iv. Discussion regarding communication between City Staff and City Council.

Mayor Thompson stated there have been multiple occasions where staff has reached out to Councilmembers about various things that require a response and did not receive all responses; therefore, he asked Councilmembers to provide Marisa Spencer, Interim City Secretary, with the best way to contact them or updated contact information if needed.

v. Discussion and update on Homes For Our Troops in Garden Ridge.

Mayor Pro-Tem McCaw stated the Homes For Our Troops kickoff event for SGT LisaMarie Wiley, USA (RET) was very successful and welcoming, adding he was amazed by the number of people in attendance. He stated SGT Wiley arrived with a police escort and veterans and spoke about her excitement to get involved in the community.

Mayor Thompson thanked Mayor Pro-Tem McCaw for attending this event and providing an update.

vi. Status and update on deer management.

Mayor Pro-Tem McCaw spoke regarding the falsehoods on social media relating to discussions occurring at the Wildlife Management Advisory Commission meetings. He explained how trapping may not be necessary every year and depends on the population of deer in Garden Ridge provided by Texas Parks and Wildlife. He also strongly encouraged people to stop violating a City Ordinance by feeding the deer, adding that the Humane Society, Texas Parks and Wildlife, and even People for the Ethical Treatment of Animals (PETA) state to not feed deer.

vii. Status and updates on Paul Davis Park and other City parks.

Mayor Thompson stated this has already been previously covered throughout the meeting.

g) Updates

i. Workflow Management Program and Policy – Field Force Manager.

1. Receive a status report.

Marisa Spencer, Interim City Secretary, stated they have added another user to the equipment testing for providing feedback during this stage of implementation. She thanked Mayor Thompson for coordinating and ordering the yellow tags that will be attached to each tablet with the City's phone number on it.

ii. City of Garden Ridge Personnel Policy Manual.

Mayor Thompson stated the City of Garden Ridge Personnel Policy Manual was sent to Councilmembers on January 31st for them to begin reviewing and providing questions, comments, or concerns. Mayor Thompson reminded Councilmembers of the work session scheduled for Monday, February 11, 2019 at 2:00 p.m.

iii. City Administrator Report on Projects.

1. Update on CIP projects.

Nancy Cain, City Administrator, stated City Council was provided with an updated CIP project spreadsheet and she will continue providing a monthly update on these projects. Steven Steinmetz, Public Works Director, spoke regarding progress to improving the Garden Ridge Community and Event Center (see attached pictures).

Nancy Cain, City Administrator, and Mayor Thompson thanked Public Works, the Parks Committee, and City staff for their hard work and efforts while also finding ways to save money throughout these projects.

iv. Mayor's Projects.

1. Communication Report.

Mayor Thompson stated someone came to adopt cats after seeing the communication on the City sign on FM 2252.

2. Citizen Contact Report.

Mayor Thompson stated a citizen made him aware of a concern they had about people parking in the grass. He stated he passed the information along to Ron Eberhardt, Police Chief, and within a day the Police Department took care of it. Mayor Thompson commended the Police Department for their constant sense of urgency.

Mayor Thompson also spoke regarding an email from a citizen that was sent to Councilmembers today.

3. City Facility Update.

a. Audio/Visual Upgrades and Streaming.

Marisa Spencer, Interim City Secretary, stated the equipment provider is scheduled to begin work in the City Council Chambers as early as Monday, February 11th and expects all the new equipment to be installed by the March 6th City Council meeting. She spoke regarding the software provider's implementation process and provided City Council with a tentative timeline plan, adding she would be able to provide a more detailed plan at the March 6th City Council meeting.

4. Ordinance Revision Process.

Mayor Thompson stated the Zoning and Subdivision Ordinance is currently in the revision process by the Planning and Zoning Commission, Freese and Nichols, Inc., and City staff. He also stated the Water Commission is discussing revisions to the Water Ordinance.

5. TxDOT Coordination.

Mayor Thompson stated concerns regarding reducing the speed limit on FM 3009 and concerns regarding Schoenthal Loop have been going on for a while and he is continuing his ongoing efforts to work with TxDOT about options and solutions.

v. City Council Projects.

1. Update on Water Rate Study (McCaw and the Mayor).

Mayor Thompson stated the Water Commission is now working on this, adding this item could be removed from this section of the agenda.

2. Update on Vulcan Construction Materials, LLC Project (Arvidson).

Mayor Thompson stated Councilmembers received a letter in the mail regarding a contested case hearing that will be held at 9am on March 6th at the Comal County Courthouse (see attached).

Councilmember Arvidson stated he plans to attend if he is available or he will have someone else attend to report information to him.

3. Adopt a highway program for "Families of Garden Ridge" along FM 2252 (Erickson).

Councilmember Erickson stated the Adopt-A-Highway program for Families of Garden Ridge had a cleanup on Saturday, February 2nd. He expressed his appreciation of everyone that volunteered to help and reported a total of over 60 volunteer hours for the year so far. He particularly thanked the following volunteers: Curtis, Karin, Emily, and Ryan Johnson, Bruce Phillips, Monica Valeria, Tami Driscoll, Linda Potts, Michael Pelszynski-Stover, Lisa Richter, Bailey Reeves, and Maggie and John William Erickson. He stated the next cleanup will be Saturday, April 6th from 9am-11am and requested that date be included in the Grapevine.

4. City of Garden Ridge Farmers Market (Erickson).

Councilmember Erickson stated while attending the New Braunfels Farmers Market he spoke with a few vendors in order to get more information about having a Farmers Market. He stated each vendor pays a weekly amount to rent their space since the New Braunfels Farmers Market is every Saturday. He stated some of the money was used to build shade covers in the parking lot for the vendors. He stated multiple vendors expressed interest in being a part of a City of Garden Ridge Farmers Market. The City Council discussed possible locations and setup options. Councilmember Erickson proposed looking into Saturday, May 11th and Saturday, June 15th from 10am-1pm to see how the event goes before deciding on a frequency for this event. Councilmember Erickson stated he would head this project; however, would need some help. The City Council agreed to pursue this idea and each expressed they would volunteer to help.

h) Future Agenda Items

Councilmember Bower requested the update on City-funded monument for Paul Davis Park to be placed back on the agenda and suggested discussing fencing for Paul Davis Park.

Councilmember Arvidson requested to discuss social media, to include how to address social media issues and obtaining facts regarding use of social media.

Councilmember Lantzy requested to discuss Open Records Requests as well as City official and City staff reimbursement.

Councilmember Erickson requested to discuss a dog park in Paul Davis Park as well as City website updates and maintenance.

9. Citizen Comment Period – limited to 20 minutes total

Martha Stipp, 21007 Cedar Branch, spoke regarding social media, respect, and the deer management update provided by Ryan Murphy with RMH Ranch Services LLC at the Wildlife Management Advisory Commission meeting.

Shelby Trial, 21657 Forest Waters Circle, spoke regarding Ordinance No. 24 and Resolution No. 445. He thanked City Council for their support of the Parks Committee and thanked all volunteers in attendance at the meeting.

Amanda Hagy, 10931 Deducky Drive, spoke regarding the Garden Ridge Community and Event Center, the 2019 City Park Facts Report for the State of Texas, and trash clean-up on Bat Cave Road. She thanked City Council for their time and hard work.

Dr. Jim Miller, 9910 Marie Meadow, spoke regarding motorized vehicles and Resolution No. 445, adding the City has been great with transparency.

Diane Kruse, 9315 Gardenia Bend Drive, spoke regarding deer management, including feeding and trapping of deer.

David Heier, 9185 Garden Ridge Drive, spoke regarding Paul Davis Park and enforcing animals being on leashes.

David Ringle, 9234 Blazing Star Trail, spoke regarding the Wildlife Management Advisory Commission's monthly activity report to City Council and the TxDOT expansion project for FM 2252.

Ken Kneupper, 8891 Schoenthal Road, spoke regarding Game Wardens providing a presentation at the February 25th Wildlife Management Advisory Commission meeting, the Garden Ridge Elementary School Bike Rodeo, Comal ISD high school naming committee, and the new lighting in the Garden Ridge Community and Event Center. He thanked City Council for everything they are doing for the City.

Mary Rethman, 9450 Cinchona Trail, spoke regarding the citizen comment period rules.

Amy Layne, 9409 Teakwood Lane, spoke regarding her appreciation of City Council and allowing her son to feel safe and able to speak.

10. 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 ("AAMPO")

Boy Scouts and/or Girl Scouts
City Commissions (Planning and Zoning, Quarry, Water, and Wildlife Management Advisory)
City of Garden Ridge sponsored events and outreach efforts
Comal ISD/Garden Ridge Elementary
Counties (Bexar, Comal and Guadalupe)
Garden Ridge Lions Club
Garden Ridge Citizen Police Academy Alumni Association/Citizen Patrol
Greater Bexar County Council of Cities
Joint Base Land Use Study-Randolph
Northeast Partnership

Mayor Thompson stated Northeast Partnership has a bus going to Austin to speak with legislators on Thursday February 21st and for anyone interested to let him or Nancy Cain, City Administrator, know.

11. Executive Session

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

a) Pursuant to Texas Government Code Section 551.071 – Consultation with Attorney

- 1. To seek legal advice in connection with Plaza Oaks Subdivision/Whisper Oak water services agreement.**

Mayor Thompson announced the City Council will recess at 10:29 p.m. and reconvene into Executive Session at 10:40 p.m., in accordance with Texas Government Code Section 551.071, to consult with the City Attorney on the one (1) item stated above.

Mayor Thompson adjourned the Executive Session and reconvened back into Regular Session at 11:09 p.m.

12. Business Items (continued)

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.

Mayor Thompson asked if any Councilmembers wanted to recall the item posted for Executive Session to allow for any action they wanted to take. Receiving no responses from Councilmembers to recall the item for any action, Mayor Thompson closed Business Items.

13. Adjournment

Motion: A motion was made by Mayor Pro-Tem McCaw, seconded by Councilmember Bower, to adjourn. The City Council voted five (5) for and none (0) opposed. The motion carried unanimously. There being no further business, the Wednesday, February 6, 2019, City Council regular meeting was adjourned at 11:09 p.m. by Mayor Thompson.



Larry Thompson
Mayor

ATTEST



Marisa Spencer
City Secretary

**SIGN IN TO SPEAK AT THE FEBRUARY 6, 2019
CITY COUNCIL REGULAR MEETING
CITIZEN COMMENT PERIOD**

Ph ①

Rules for Citizens' Participation:

The City Council welcomes citizen participation and comments at all City Council Meetings. The City Council offers citizens the opportunity to address them by signing up to speak prior to the meeting. If you speak, you follow these guidelines:

- a) Respect and courtesy:
 - i. Direct your comments to the entire City Council, not to an individual member, nor to the audience.
 - ii. Show the City Council the same respect that you would like to be shown.
 - iii. End your speaking at the time allotted below.
- b) Speaking:
 - i. First citizen comment period
 - 1. You are required to sign up to speak.
 - 2. You are limited to one 3 minute period.
 - ii. Business item period
 - 1. You are required to sign up to speak.
 - 2. You are limited to one 3 minute period.
 - iii. Second citizen comment period
 - 1. You are not required to sign up.
 - 2. You are limited to one 2 minute period.
 - iv. State your name and address before your comments begin.
 - v. You are only allowed to speak once per topic, unless also speaking during a posted Public Hearing.

*NOTE: The Texas Open Meetings Act permits a member of the public or a member of the governmental body to raise a subject that has not been included in the notice for the meeting. However, any discussion of the subject **must be limited** to a proposal to place the subject on the agenda for a future meeting and any response to a question posed to the City Council is limited to either a statement of specific factual information or a recitation of existing policy. TEX. GOV'T CODE § 551.042*

NAME	ADDRESS	SUBJECT
1. Tony FRASCO	8802 Wild Wind PARK	Our Town
2. David Ringle	9234 Blazing Star Trl.	Paul Davis Park
3. Amanda Hagy	10931 Dedek Dr.	Park / Social Media's
4. Mary Rothman	9450 Cinchona	Park
5. LISA Richter	9241 Garden Ridge Tr.	Deer
6. Martha Stapp	25007 Cedar Branch	Trapping
7. SHELBY TRIM	21657 FOREST WATERS	HFOI
8. KEN KWEPPER	8891 SCHOENTHAL RD.	PARK
9. Amy Layne	9409 Teakwood Ln	Paul Davis Park
10. Rex Layne		Park

~~Comments on New~~
or
LAST ITEM (2nd pg was A MISTAKE)

**SIGN IN TO SPEAK AT THE FEBRUARY 6, 2019
CITY COUNCIL REGULAR MEETING
CITIZEN COMMENT PERIOD**

PS (2)

Rules for Citizens' Participation:

The City Council welcomes citizen participation and comments at all City Council Meetings. The City Council offers citizens the opportunity to address them by signing up to speak prior to the meeting. If you speak, you follow these guidelines:

- a) Respect and courtesy:
 - i. Direct your comments to the entire City Council, not to an individual member, nor to the audience.
 - ii. Show the City Council the same respect that you would like to be shown.
 - iii. End your speaking at the time allotted below.
- b) Speaking:
 - i. First citizen comment period
 - 1. You are required to sign up to speak.
 - 2. You are limited to one 3 minute period.
 - ii. Business item period
 - 1. You are required to sign up to speak.
 - 2. You are limited to one 3 minute period.
 - iii. Second citizen comment period
 - 1. You are not required to sign up.
 - 2. You are limited to one 2 minute period.
 - iv. State your name and address before your comments begin.
 - v. You are only allowed to speak once per topic, unless also speaking during a posted Public Hearing.

*NOTE: The Texas Open Meetings Act permits a member of the public or a member of the governmental body to raise a subject that has not been included in the notice for the meeting. However, any discussion of the subject **must be limited** to a proposal to place the subject on the agenda for a future meeting and any response to a question posed to the City Council is limited to either a statement of specific factual information or a recitation of existing policy. TEX. GOV'T CODE § 551.042*

NAME	ADDRESS	SUBJECT
1. Deborah Fraser	AVA	AUDIT
2.		
3.		
4.		
5.		
6.		
7.		
8.		
9.		
10.		

ADVANCE PART
 OF BUSINESS ITEMS
 86



Armstrong, Vaughan & Associates, P.C.
Certified Public Accountants

City of Garden Ridge Annual Financial Report

Year Ended September 30, 2018

What is in the Annual Financial Report

- Introduction
- Independent Auditor's Report
- Management Discussion & Analysis
- Government-Wide Financial Statements
- Fund Financial Statements
- Notes to the Financial Statements
- Required Supplementary Information
- Supplemental Comparative Financial Statements
- Statistical Section

Independent Auditor's Report

- Audit Standards to follow
 - Generally Accepted Auditing Standards
 - Government Auditing Standards
- Purpose
 - To form an independent opinion on whether the financial statements are presented in accordance with Generally Accepted Accounting Principles (GAAP).
- Independent opinion on the financial statements
 - Audit in “unmodified”
 - This is the best opinion that can be given for an independent audit. It means we have no modifying statements in our opinion letter.

Management Discussion & Analysis

- Financial Highlights
- Overview of the Financial Statements
- Government-wide Financial Analysis
- Financial Analysis of the City's Funds
- Budgetary Highlights
- Capital Assets and Debt
- Requests for Information

Financial Highlights

- **Government-Wide Financial Statement**
 - **Governmental Activities**
 - Assets of the City exceeded its liabilities by \$6.6 million at September 30, 2018.
 - Net position decreased by \$415 thousand primarily due to the effects of your OPEB Liability and depreciation expense.
 - **Business Type Activities**
 - Assets of the Water Fund exceeded its liabilities by \$7.3 million at September 30, 2018.
 - Unrestricted Net Position increased by 1.2 to \$1.5 million at September 30, 2018 as a result of transfers of infrastructure from the capital projects.

Financial Highlights (Continued)

NET POSITION			
Net Investment in Capital Assets	3,829,106	5,715,624	9,544,730
Restricted for:			
Child Safety	29,758	-	29,758
Court Security/Technology	8,803	-	8,803
Impact Fees	-	145,100	145,100
Debt Service	168,499	-	168,499
Donations	2,677	-	2,677
Public, Educational, & Governmental (PEG) Capital Fees	112,687	-	112,687
Police Asset Forfeiture	276,679	-	276,679
Unrestricted	2,161,293	1,485,909	3,647,202
TOTAL NET POSITION	\$ 6,589,502	\$ 7,346,633	\$ 13,936,135

Financial Highlights (Continued)

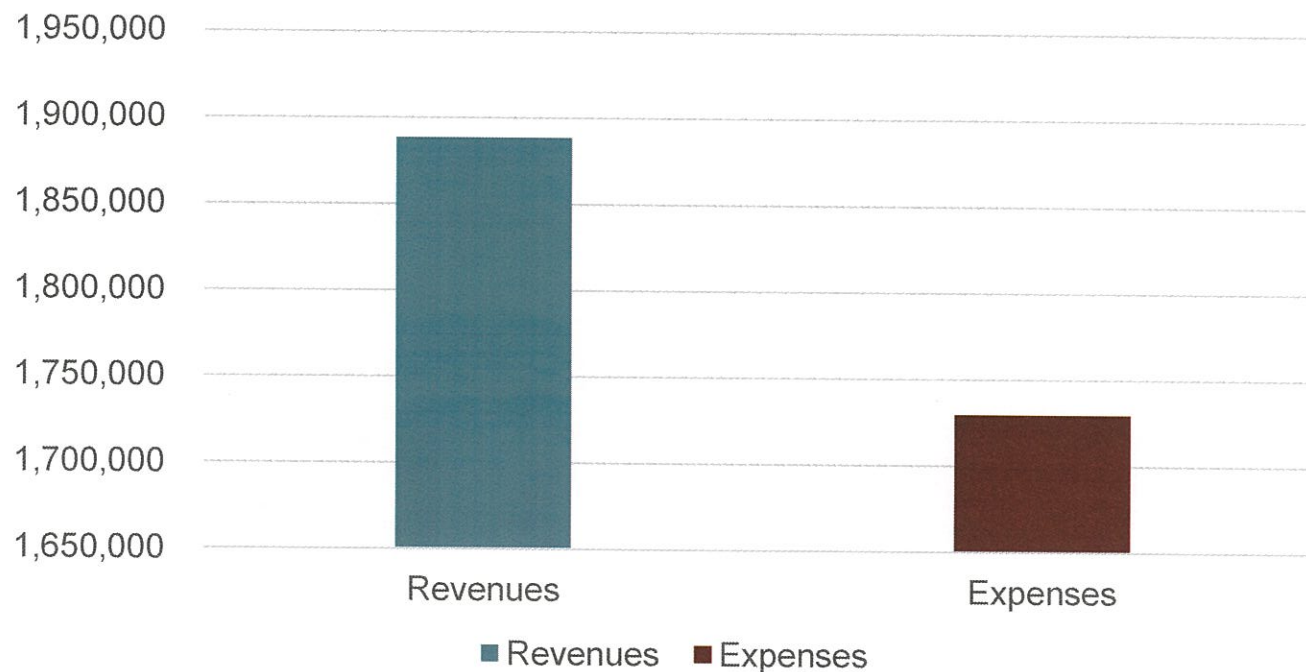
- Fund Financial Statements
 - The General Fund's fund balance at the end of the 2018 fiscal year was \$2.2 million and the combined fund balance for all funds was \$3,1.
 - Unassigned Fund Balance for the General Fund was \$2.1 million or approximately 10 months average operating expenditures.
 - Fund balance for the general fund increased \$340 thousand. The increase is the result of lower than expected expenses; \$146 thousand of the general administration.
 - The combined fund balance decreased by \$594 thousand due to capital outlay expenditures.

Financial Highlights (Continued)

<i>Fund Balances:</i>					
Non-Spendable:					
Prepaid Items	4,082	-	-	-	4,082
Restricted for:					
Child Safety	29,758	-	-	-	29,758
Court Security	8,803	-	-	-	8,803
Debt Service	-	189,334	-	-	189,334
Donations	2,677	-	-	-	2,677
PEG Capital Fees	112,687	-	-	-	112,687
Police Asset Forfeiture	-	-	-	276,679	276,679
Assigned for:					
Capital Projects	-	-	429,938	-	429,938
Unassigned:	2,055,679	-	-	-	2,055,679
<i>Total Fund Balances</i>	<u>2,213,686</u>	<u>189,334</u>	<u>429,938</u>	<u>276,679</u>	<u>3,109,637</u>
TOTAL LIABILITIES, DEFERRED					
INFLOWS OF RESOURCES, &					
FUND BALANCES	<u>\$ 2,461,552</u>	<u>\$ 211,710</u>	<u>\$ 848,505</u>	<u>\$ 278,275</u>	<u>\$ 3,800,042</u>

Financial Highlights (Continued)

- Business-Type Activities net position decreased by \$1.3 million.



Letters on Conduct of Audit

- Accounting Policies
- Accounting Estimates
- Difficulties
- Misstatements
- Disagreements
- Management Representations
- Consultations with other Independent Accountants
- Compliance with the Public Funds Investment Act



Armstrong, Vaughan *e3* Associates, P.C.
Certified Public Accountants

QUESTIONS?

CONTACT INFORMATION

Deborah F. Fraser, CPA

fraser@avacpa.com

(210) 658-6229

Paul Davis Park

201901 - Aerial Image

Google Earth

© 2018 Google

300 ft























TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



NOTICE OF HEARING VULCAN CONSTRUCTION MATERIALS, LLC SOAH Docket No. 582-19-1955 TCEQ Docket No. 2018-1303-AIR Proposed Permit No. 147392L001

APPLICATION.

Vulcan Construction Materials, LLC, P.O. Box 791550, San Antonio, Texas 78279-1550, has applied to the Texas Commission on Environmental Quality (TCEQ) for issuance of Proposed Air Quality Permit Number 147392L001, which would authorize construction of a Portable Crushing Plant located on property whose northeast corner is the southwest corner of the intersection of Highway 46 and Farm-to-Market Road 3009, Bulverde, Comal County, Texas 78132. This application was processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code (TAC), Chapter 101, Subchapter J. This application was submitted to the TCEQ on June 27, 2017. The proposed facility will emit the following contaminants: particulate matter including particulate matter with diameters of 10 microns or less and 2.5 microns or less, carbon monoxide, nitrogen oxides, organic compounds, and sulfur dioxide.

The TCEQ Executive Director has prepared a draft permit which, if approved, would establish the conditions under which the facility must operate. The Executive Director has made a preliminary decision to issue the permit because it meets all rules and regulations. The permit application, executive director's preliminary decision, and draft permit are available for viewing and copying at the TCEQ central office, the TCEQ San Antonio regional office, and the Bulverde-Spring Branch Library, 131 Bulverde Crossing Road, Bulverde, Comal County, Texas. The facility's compliance file, if any exists, is available for public review at the TCEQ San Antonio Regional Office, 14250 Judson Road, San Antonio, Texas. As a public courtesy, we have provided the following Web page to an online map of the site or the facility's general location. The online map is not part of the application or the notice:

<<http://www.tceq.texas.gov/assets/public/hb610/index.html?lat=29.76833&lng=-98.30861&zoom=13&type=r>>. For the exact location, refer to the application.

CONTESTED CASE HEARING.

The State Office of Administrative Hearings (SOAH) will conduct a formal preliminary hearing to a contested case hearing at:

**9:00 a.m. - March 6, 2019
Comal County Courthouse
Main Courtroom, 2nd Floor
100 Main Plaza
New Braunfels, Texas 78130**

The contested case hearing (hearing) will be a legal proceeding similar to a civil trial in state district court. The hearing will address the disputed issues of fact identified in the TCEQ order concerning this application issued on December 13, 2018. In addition to these issues, the judge may consider additional issues if certain factors are met.

The hearing will be conducted in accordance with the Chapter 2001, Texas Government Code; Chapter 382, Texas Health and Safety Code; TCEQ rules including 30 TAC Chapter 116, Subchapters A and B; and the procedural rules of the TCEQ and SOAH, including 30 TAC Chapter 80 and 1 TAC Chapter 155. The hearing will be held unless all timely hearing requests have been withdrawn or denied.

To request to be a party, you must attend the preliminary hearing and show you would be affected by the application in a way not common to the general public. Any person may attend the preliminary hearing and request to be a party. Only persons named as parties may participate at the contested case hearing.

MAILING LIST.

You may ask to be placed on a mailing list to obtain additional information on this application by sending a request to the Office of the Chief Clerk at the address below.

AGENCY CONTACTS AND INFORMATION.

Public comments and requests must be submitted either electronically at www.tceq.texas.gov/goto/comments, or in writing to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087. If you communicate with the TCEQ electronically, please be aware that your email address, like your physical mailing address, will become part of the agency's public record. For more information about this permit application, the permitting process, or the contested case hearing process, please call the Public Education Program toll free at (800) 687-4040. Si desea información en Español, puede llamar al (800) 687-4040. General information regarding the TCEQ may be obtained electronically at <http://www.tceq.texas.gov>

In accordance with 1 Tex. Admin. Code § 155.401(a), Notice of Hearing, "Parties that are not represented by an attorney may obtain information regarding contested case hearings on the public website of the State Office of Administrative Hearings at www.soah.texas.gov, or in printed format upon request to SOAH."

INFORMATION.

If you need more information about the hearing process for this application, please call the Public Education Program, toll free, at (800) 687-4040. General information regarding the TCEQ can be found at <http://www.tceq.texas.gov/>.

Persons with disabilities who need special accommodations at the hearing should call the SOAH Docketing Department at (512) 475-3445, at least one week prior to the hearing.

Further information may also be obtained from Vulcan Construction Materials, LLC at the address stated above or by calling Ms. Katy Sipe, Environmental Specialist, Westward Environmental, Inc. at (830) 249-8284.

Issued: January 29, 2019

A handwritten signature in cursive script that reads "Bridget C. Bohac". The signature is written in dark ink and is positioned above the printed name and title.

Bridget C. Bohac, Chief Clerk
Texas Commission on Environmental Quality

February 6th, 2019 City Council Regular Meeting

2nd Citizen Comment Period (limited to 20 minutes total)

NAME	ADDRESS	SUBJECT
1. Maryna Stipp	21007 Cedar Branch	melanistic deer
2. SITELY TRAIL	21657 FOREST WATERS CIR.	VARIOUS
3. Amelia Hays	10931 Deedle Dr.	Various
4. Jim Miller	9910 MARIE MEADOW	PARKS Reservoir
5. Diane Kruse	9315 Gardenia Bend	Deer
6. David Hays	5551 Gardenia Bend	Park Reservoir
7. David CR. ing's	9274 Blooming Star Trl.	Deer
8. NEW KNEPPER	5991 SCHOENTHAL RD	MANY
9. Amy Layne	9409 Teakwood Ln	Thanks, Park
10.		
11.		
12.		
13.		
14.		
15.		
16.		
17.		
18.		