



City of Garden Ridge

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

AGENDA CITY COUNCIL REGULAR MEETING WEDNESDAY, FEBRUARY 5, 2020, 6:00 PM

The Garden Ridge City Council will meet in a regular session on Wednesday, February 5, 2020, at 6:00 PM in the City Council Chambers, 9400 Municipal Parkway, Garden Ridge, Texas. This is an open meeting, open to the public, subject to the Open Meetings Law of the State of Texas. The meeting facility is wheelchair accessible and accessible parking spaces are provided. Requests for accommodations or interpretative services must be made to the City Secretary 48 hours prior to this meeting.

1. **Call to Order**

2. **Roll Call**

3. **Pledge of Allegiance**

4. **Proclamations**

- a. Teen Dating Violence Awareness Month.

5. **City/Employee Recognitions/Employee Introductions**

- a. Thank you note from Joe Maloney to Officer Byrne.
- b. Thank you note from Kim Ryan to Officer Hackenberg.
- c. Thank you notes from Herb and Lona Langthorp to the City of Garden Ridge Staff.
- d. Recognition of Employee Service Years with the City of Garden Ridge.

6. **Citizen Comment Period - limited to 30 minutes total**

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 must follow these guidelines:

- a) Respect and courtesy:
 - 1. Direct your comments to the entire City Council, not to an individual member, nor to the audience.
 - 2. Show the City Council the same respect that you would like to be shown.
 - 3. End your speaking at the time allotted below.
- b) Speaking:
 - 1. First citizen comment period
 - 1.1 You are required to sign up to speak and you are limited to one 3-minute period.
 - 2. Second citizen comment period
 - 2.1. You are not required to sign up and you are limited to one 2-minute period.
 - 3. State your name and address before your comments begin.
 - 4. 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.

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 for the January 2, 2020, City Council Regular Meeting.
- b. Financial Statement, Summary Report, and Management's Discussion and Analysis of Results of Operations – December 31, 2019.
- c. Ordinance No. 83-022020 An Ordinance of the City Council of the City of Garden Ridge, Texas, regulating the discharge of firearms within the City limits of the City of Garden Ridge; providing a penalty; providing a cumulative and savings clause; providing for severability; and declaring an effective date.
- d. Ordinance No. 22-022020 An Ordinance of the City Council of the City of Garden Ridge, Texas, regulating traffic on streets, roads, and highways within the City of Garden Ridge by establishing stop sign locations and placement of traffic control devices; establishing prima facie speed limits and placement of traffic control devices; establishing through truck traffic regulations and placement of traffic control devices; establishing "no parking zones"; regulating and requiring permits for certain assemblages and processions, providing a penalty; providing for severability; and declaring an effective date.
- e. Resolution No. 459-022020 A Resolution of the City Council of the City of Garden Ridge, Texas, authorizing and accepting the donation of 0.045 acres of real property from the Joseline Brestle Revocable Trust.
- f. Resolution No. 460-022020 A Resolution of the City Council of the City of Garden Ridge, Texas, providing for the issuance of a pass to allow volunteers use of bulk dumpsters.
- g. Resolution No. 461-022020 A Resolution of the City Council of the City of Garden Ridge, Texas, in 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.
- h. Wholesale Wastewater Services Agreement between Cibolo Creek Municipal Authority and City of Garden Ridge.
- i. Ordinance No. 223-022020 An Ordinance of the City Council of the City of Garden Ridge, Texas, adopting the Cibolo Creek Municipal Authority Industrial Waste Order adopted February 28, 1991, and as amended thereafter; providing a penalty; providing a cumulative and savings clause; providing for severability; and declaring an effective date.
- j. Ordinance No. 224-022020 An Ordinance of the City Council of the City of Garden Ridge, Texas, to order a General Election on May 2, 2020, for the City of Garden Ridge for the purpose of electing Aldermen to City Council Places One, Four, and Five; such election shall be a joint election; making provisions for the conduct of such election; and resolving other matters related to the conduct of such election.

8. Staff Reports

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

- a. 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.
- b. Police Department Monthly Activity Report
 - Traffic Enforcement, criminal activity within City, and Code Compliance Enforcement.
- c. 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.
- d. Water Department Monthly Activity Report
 - Water pumping/usage from City wells, water system infrastructure maintenance, repairs and/or projects, leak adjustments, Water and/or Drought Management (current Watering Stage).
- e. Library Monthly Activity Report
 - Upcoming events.

9. City Engineer Projects Status Reports

- a. FM 2252 TxDOT Project.
- b. FM 2252 Wastewater Project.
- c. T. Blackwell Office Building.

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

- a. Planning and Zoning Commission Recommendations and Possible Action:
 1. Resolution No. 439-092018 A Resolution of the City of Garden Ridge setting the day, time, and place of regular meetings of the Planning and Zoning Commission of the City of Garden Ridge, Texas.
 - i. Receive recommendation to amend Resolution No. 439-092018.
 - ii. Take action on Resolution No. 439-022020 A Resolution of the City of Garden Ridge setting the day, time, and place of the regular meeting of the Planning and Zoning Commission of the City of Garden Ridge, Texas.
 2. Receive monthly activity update as applicable.
- b. Quarry Commission Recommendations and Possible Action:
 1. Receive monthly activity update as applicable.
- c. Water Commission Recommendations and Possible Action:
 1. Request for water leak adjustment for 20525 FM 3009 for the billing period of August 22, 2019 – September 23, 2019.
 - i. Receive recommendation from Water Commission.
 - ii. Take action on recommendation.
 2. Request for water leak adjustment for 9215 Gloxinia Drive for the billing period of October 23, 2019 – November 21, 2019.

- i. Receive recommendation from Water Commission.
 - ii. Take action on recommendation.
- 3. Receive monthly activity update as applicable.
- d. Wildlife Management Advisory Commission Recommendations and Possible Action:
 - 1. Receive monthly activity update as applicable.
- e. Garden Ridge Parks Committee:
 - 1. Receive monthly activity update as applicable.
- f. *Volunteer Garden Ridge!*
 - 1. Receive monthly activity update as applicable.

11. Approvals/Authorizations

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

- a. Fiscal Year 2019 Audit Report (period ending September 30, 2019).
 - 1. Receive a presentation and review.
 - 2. Take action on the Fiscal Year 2019 Audit Report.
- b. Discuss and take action on Ordinance No. 225-022020 An Ordinance of the City Council of the City of Garden Ridge, Texas, declaring the maximum, reasonable, and prudent speed limits along FM 3009 in the City of Garden Ridge, Texas; providing a cumulative and savings clause; providing for severability; and declaring an effective date.
- c. Discuss and take action on Resolution No. 462-022020 A Resolution of the City Council of the City of Garden Ridge, Texas, supporting the study, analysis, and implementation of solutions on FM 3009 to improve traffic flow and safety through the City of Garden Ridge.
- d. Garden Ridge Market Days.
 - 1. Discuss status and monthly activity update.
 - 2. Discuss and take action on termination of Market Manager's contract and authorize City Administrator to send written notice consistent with the contract.
 - 3. Discuss and take action on separation proposal and authorize City Administrator to negotiate terms and execute documents for and on behalf of the City.

12. Updates

- a. City Administrator Reports.
 - 1. Update on CIP projects.
 - 2. Update on security upgrades at Paul Davis Park.
- b. Mayor's Projects.
 - 1. Communication Report.
 - 2. Citizen Contact Report.
 - 3. TxDOT Coordination/FM 3009 Safety.

13. Discussion of Future Agenda Items

- a. City Council Rolling Agenda.

14. Citizen Comment Period

15. 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
Counties (Bexar, Comal and Guadalupe)
Garden Ridge Lions Club
Garden Ridge Citizen Police Academy Alumni Association/Citizen Patrol
Garden Ridge Women's Club
Greater Bexar County Council of Cities
Joint Base Land Use Study-Randolph
Northeast Partnership

16. 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.
 1. To seek legal advice in connection with deliberating the purchase, lease, exchange, or value of real property and regarding related negotiations for City building projects, and utility projects.
 2. To seek legal advice regarding the proposed separation agreement to privatize the Garden Ridge Market Days.
 3. A matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Texas Government Code Chapter 551 – city obligations/duties and liability regarding certain criminal investigation.

17. 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.

18. Adjournment

AGENDA NOTICES:

Decorum Required:

Any disruptive behavior, including shouting or derogatory statements or comments may be ruled out of order by the Presiding Officer. Continuation of this type of behavior could result in a request by the Presiding Officer that the individual leave the meeting, and if refused, an order of removal.

Action by Council Authorized:

The Council may vote or act upon any item within this Agenda. The Council reserves the right to adjourn into closed session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Title 5, Chapter 551, of the Texas Government Code.

Executive Sessions Authorized:

This agenda has been reviewed and approved by the City's legal counsel and the presence of any subject in any Executive Session portion of the agenda constitutes a written interpretation of Texas Government Code Chapter 551 by legal counsel for the governmental body and constitutes an opinion by the attorney that the items discussed therein may be legally discussed in the closed portion of the meeting considering available opinions of a court of record and opinions of the Texas Attorney General known to the attorney. This provision has been added to this agenda with the intent to meet all elements necessary to satisfy Texas Government Code Chapter 551.144(c) and the meeting is conducted by all participants in reliance on this opinion.

Attendance By Other Elected or Appointed Officials:

It is anticipated that members of the other city boards, commissions and/or committees may attend the meeting in numbers that may constitute a quorum of the other city boards, commissions and/or committees. Notice is hereby given that the meeting, to the extent required by law, is also noticed as a meeting of the City Council, other boards, commissions and/or committees of the City, whose members may be in attendance. The members of the boards, commissions and/or committees may participate in discussions on the same items listed on the agenda, which occur at the meeting, but no action will be taken by such in attendance unless such item and action are specifically provided for on an agenda for that board, commission or committee subject to the Texas Open Meetings Act.

This is to certify that I, Kat Balbi, posted this Agenda at 10:00 a.m. on January 31, 2020, on the bulletin board located at the entrance to the Garden Ridge City Hall, 9400 Municipal Parkway, Garden Ridge, Texas.

Kat Balbi
Assistant City Secretary