



City of Garden Ridge

9400 Municipal Parkway
Garden Ridge, Texas 78266-2600
(210) 651-6632
Fax (210) 651-9638

AGENDA **JOINT CITY COUNCIL AND** **CITY WATER COMMISSION MEETING**

Tuesday, November 10, 2015 at 6 p.m.

The Garden Ridge City Council and City Water Commission will meet in a joint meeting on Tuesday, November 10, 2015 6 p.m. in the City Council Chambers, City Hall, 9400 Municipal Parkway, Garden Ridge, Texas. This meeting is open meeting, open to the public, subject to the Open Meetings Law of the State of Texas, and as required by law, notice is hereby posted on Friday, November 6, 2015 before 5:00 p.m., providing time, place, date and agenda thereof. The meeting facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours in advance of this meeting.

1. Call to Order
2. Roll Call
3. Citizen's Participation – 3 minute limit per citizen

Rules for Citizen's Participation:

The City Council and Water Commission welcomes citizen participation and comments at all of their Joint Meetings. As a courtesy to your fellow citizens and out of respect to our appointed officials, we must request that if you wish to speak, that you please follow these guidelines.

- a. Direct your comments to the entire City Council and Commission, not to an individual member, nor to the audience.
- b. Show the City Council and Water Commission the same respect and courtesy that you would like to be shown.
- c. Limit remarks to three (3) minutes per citizen during Item 3 and Item 8.
- d. Citizen comments may be deferred to a specific Business Item set forth in Section 5, below, if such comments pertain to such Business Item.

*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 Commission is limited to either a statement of specific factual information or a recitation of existing policy. TEX. GOV'T CODE § 551.042.*

4. Approval of Minutes by the Water Commission
 - a) October 27, 2015 Regular Water Commission Meeting

5. Business Items

The City Council and City Water Commission may discuss, consider and/or take possible action on recommendation to the City Council on the following:

- a) Presentation on iPERL Water Meters System
 - b) Consideration and possible action on an amendment to Ordinance #54-022010, Section 14.07(c), Entitled Customer Leaks, to suspend the authority granted to the Water Department, the Water Operations Manager and the Water Commissions' to grant an adjustment to a water bill for a leak or other excess water usage; providing for severability; providing for an effective date.
 - c) Update on Edward's Well #1 rehabilitation
 - d) Rescheduling December 22, 2015 Water Commission Regular Meeting to December 15, 2015 (Water Commission action only)
6. Update on actions taken by the City Council in previous City Council Meetings related to Commission recommendations.
7. Water Manager Monthly Activity Report
- a) Water pumping/usage from city wells
 - b) Water system infrastructure maintenance, repairs and/or projects
 - c) Static levels, drawdown levels and flow rates on the Trinity Well
 - d) Water and/or Drought Management
8. Citizen Participation – 3 minute limit per citizen
9. Adjourn

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 Commission Authorized:

The Commission and/or City Council may vote and/or act upon any item within this Agenda. The Commission and City Council reserves the right to retire into executive session concerning any of the

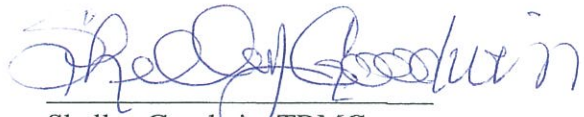
items listed on this Agenda, pursuant to and in accordance with Texas Government Code Section 551.071, to seek the advice of its attorney about pending or contemplated litigation, settlement offer or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas conflict with the Open Meetings Act and may invoke this right where the City Attorney, the Mayor or a majority of the Governing Body deems an executive session is necessary to allow privileged consultation between the City Attorney and the governing body, if considered necessary and legally justified under the Open Meetings Act. The City Attorney may appear in person, or appear in executive session by conference call in accordance with applicable state law.

Executive Sessions Authorized:

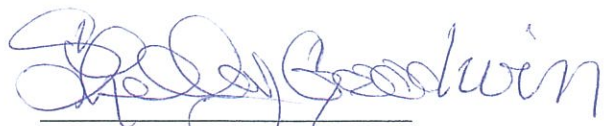
This agenda has been reviewed and approved by the City's legal counsel and the presence of any subject in any Executive Session portion of the agenda constitutes a written interpretation of Texas Government Code Chapter 551 by legal counsel for the governmental body and constitutes an opinion by the 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 other city board, 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 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 is specifically provided for on an agenda for that board, commission or committee subject to the Texas Open Meetings Act.


Shelley Goodwin, TRMC
City Secretary

This is to certify that I, Shelley Goodwin, posted this Agenda at 6:00 pm on November 5, 2015 on the bulletin board located at the entrance to the Garden Ridge City Hall, 9400 Municipal Parkway, Garden Ridge, Texas.


Shelley Goodwin, TRMC
City Secretary



City of Garden Ridge

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MINUTES OF CITY WATER COMMISSION **REGULAR MEETING** **October 27, 2015**

Members Present:

Chairman David Heier
Commissioner Andre Bullard
Commissioner Pat Ramirez
Commissioner Ray Pitzen
Mayor Nadine Knaus, ex-officio

Member Absent:

Commissioner Richard Holloway

City Staff Present:

Nancy Cain, City Administrator
Royce Goddard, Water Department Manager
Shelley Goodwin, City Secretary

1. Call to Order

With a quorum of the City Water Commission present, Chairman Heier called the regular meeting of the Garden Ridge City Water Commission to order at 6:00 p.m. on Tuesday, October 27, 2015 in the City Council Chambers of the Garden Ridge City Hall, 9400 Municipal Parkway, Garden Ridge, Texas 78266.

2. Citizen's Participation – 3 minute limit per citizen

Ronald Perry, 22109 Paseo Corto Cr., stated he is present to follow up from the last Water Commission regular meeting and to find out the results of the meter test that was conducted on his water meter. He stated he has contacted several of his neighbors and found out that they all had high water bills. He stated he is seeking reduction of his high water bill to the amount that it usually is every month.

3. Approval of Minutes

a) September 22, 2015 Regular Water Commission Meeting

Motion: A motion was made by Commissioner Ramirez, seconded by Commissioner Pitzen, to approve the minutes of September 22, 2015 Regular Water Commission Meeting, with corrections. The Water Commission voted three (3) for and none (0) opposed. The motion passed unanimously.

4. Business Items

The City Water Commission may discuss, consider and/or take possible action on recommendation to the City Council on the following:

a. Presentation on the Historical Water Usage and Leak Adjustments for the City of Garden Ridge from the time period of 2013-2015

Garry Montgomery, River City Engineering, provided a PowerPoint regarding historical water usage and leak adjustments.

The Water Commission discussed the historical water usage and water loss. They also discussed the calculation for unaccountable water.

b. Request for water bill adjustment from Jan R H Wagner, 9040 Garden Ridge Dr., seeking relief on July 23, 2015 – August 24, 2015 water bill due to billing for 46,000 gallons and asking said bill be adjusted based on prior usage

Royce Goddard, Water Manager, stated Mr. Wagner had a malfunction of his master irrigation valve and a leak was discovered. He stated the leak was repaired and Mr. Wagner provided his repair receipt and completed the required leak adjustment request paperwork and he received a 50% reduction for the water usage.

Jan Wagner stated since the leak occurred during two water billing cycles he is requesting that the reduction he already received be reduced to his average bill of \$47.58. He stated he would like to have a reduction on the second monthly bill, but realizes the Ordinance only allows for one reduction every two years.

The Water Commission discussed the request from Mr. Wagner and the water billing cycles.

Motion: A motion was made by Commissioner Ramirez, seconded by Commissioner Bullard, to recommend to City Council the approval of water bill adjustment for Jan R.H. Wagner, 9040 Garden Ridge Dr., for reduction on half of the water usage on second bill for the period of August 25, 2015-September 23, 2015. The Water Commission voted three (3) for and none (0) opposed. The motion passed unanimously.

c. Request for water bill adjustment from Ronald Perry, 22109 Paseo Corto Dr., seeking relief on June 23, 2015 – July 24, 2015 water bill due to billing for 76,000 gallons and asking said bill be adjusted based on prior usage

Royce Goddard, Water Manager, stated at the Water Commission Meeting on October 27, 2015 the Water Commission requested I remove Mr. Perry's meter and send it in for testing. He explained the testing procedures that were used and stated Mr. Perry's meter was not accurate. He stated Mr. Perry's meter wasn't actually reading all the water that was actually flowing through it.

Ronald Perry stated he only waters once a week and he maintains his irrigation system regularly, but the amount of water that he was billed for would mean he is watering a lot more than once a week.

Motion: A motion was made by Commissioner Bullard, to recommend to City Council the approval of water bill adjustment for Ronald Perry, 22109 Paseo Corto, for reduction on half of the water usage on bill for the period of June 23, 2015-July 24, 2015. Mr. Perry stated that he

has already received that and that he is asking for his water bill be reduced to his normal bill. Commissioner Bullard withdrew his motion.

The Water Commission agreed by consensus to postpone until Mr. Perry's water bill could be pulled up in water utility system.

Nancy Cain, City Administrator, reviewed the water billing history of Mr. Perry and stated he had received a 50% reduction on the June 23, 2015- July 24, 2015 billing period.

Motion: A motion was made by Commissioner Ramirez, to recommend to City Council the denial of water bill adjustment from Ronald Perry, 22109 Paseo Corto, for an additional reduction of water bill for the period of June 23, 2015-July 24, 2015. Motion failed due to no second.

Motion: A motion was made by Commissioner Bullard and seconded by Commissioner Pitzen, to recommend to City Council the approval of water bill adjustment for Ronald Perry, 22109 Paseo Corto, for an additional reduction of 50% off the \$205.58 that he was already paid on the water bill for the period of June 23, 2015-July 24, 2015. The Water Commission voted two (2) for and one (1) opposed (Ramirez). The motion passed.

d. Request for water bill adjustment from Michael Halay, 8044 Garden North, seeking relief on July 23, 2015- August 24, 2015 water bill due to billing for 64,000 gallons and asking said bill be adjusted based on prior usage

Royce Goddard, Water Manager, stated Mr. Halay is seeking relief on his water bill from the period of July 23, 2015-August 24, 2015 due to a leak. He stated he has already reduced the water usage portion 50% and Mr. Halay is requesting an additional 50%.

Nancy Cain, City Administrator, read Mr. Halay's request and stated he is requesting a reduction from July 23, 2015 until the leak was found on September 8, 2015.

Motion: A motion was made by Commissioner Pitzen to recommend to City Council to deny the water bill adjustment for Michael Halay, 8044 Garden North, seeking additional relief on July 23, 2015- August 24, 2015 water bill. Motion failed due to no second.

Mayor Knaus stated by the time people get their bill it is already the next billing cycle and that is when some customers realize they have a water leak. She cautioned the Water Commission at giving 50% reduction on monthly water usage because the leak might only be for a short portion of the bill. She stated the ordinance needs to be reviewed.

Motion: A motion was made by Commissioner Bullard and seconded by Commissioner Pitzen, to recommend to City Council they deny the water bill adjustment for Michael Halay, 8044 Garden North, seeking additional relief on July 23, 2015- September 24, 2015 water bill. The Water Commission voted three (3) for and none (0) opposed. The motion passed unanimously.

e. Request for water bill adjustment from Mark R. White, 20018 Buckhead Lane, seeking relief on July 23, 2015- August 24, 2015 water bill due to billing for 61,000 gallons and asking said bill be adjusted based on prior usage

Mark White stated he realizes the policy says only one leak adjustment every two years, but he feels each leak should be considered on an individual basis. He stated while he was out of town his water heater burst and his irrigation system had a couple of sprinkler heads that leaked.

The Water Commission discussed the water heater and the irrigation system leaks.

Motion: A motion was made by Commissioner Ramirez and seconded by Commissioner Pitzen, to recommend to City Council the approval of the water bill adjustment for Mark R. White, 20018 Buckhead Lane, for reduction on half of the water usage on second bill for the period of July 23, 2015-August 25, 2015-September 23, 2015. The Water Commission voted three (3) for and none (0) opposed. The motion passed unanimously.

**f. Amendments to Ordinance 54, Section 1-Definitions and Section 14.07-
Adjustments to Bill For Fast Meter, Customers Leaks, ETC. c.) Customer Leaks**

Royce Goddard, Water Manager, stated Ordinance 54 needs to be amended to clarify different types of leaks, adjustments on leaks in regards to the period of leaks, and eligible leaks. He also reviewed the utility billing process.

The Water Commission discussed the memory of the IPERL system, billing cycle in regards to leaks, and what is an eligible leak. They also discussed foundation leaks and leaks that are caused by acts of nature. The Water Commission agreed by consensus for Commissioner Pitzen (being Chair), Commissioner Bullard, and Royce Goddard to work as a subcommittee to review Ordinance 54, Leak Adjustments and bring back proposed wording for the Water Commission to review.

**g. Interviews for Water Commission Place 7 vacancy and possible
recommendation on appointment to Commission for a term of office expiring
September 30, 2017**

a. Recommendation on appointment to Commission

Keven Harshbarger stated he and his wife moved to Garden Ridge after he retired from the Air Force. He also stated he is currently teaching Science at Smithson Valley High School and would like to serve his community.

Motion: A motion was made by Commissioner Ramirez and seconded by Commissioner Pitzen, to recommend to City Council the appointment of Keven Harshbarger to fill the vacancy of Water Commissioner Place 7 for a term of office expiring September 30, 2017. The Water Commission voted three (3) for and none (0) opposed. The motion passed unanimously.

h. Update on Edward's Well #1 rehabilitation

Royce Goddard, Water Manager, stated the well #1 at FM 2252 went down and maintenance work is occurring on the well to bring it back online.

**i. Rescheduling November 24, 2015 Water Commission Regular Meeting to
November 10, 2015 and possibly hold a Joint Meeting with City Council**

Nancy Cain, City Administrator, stated representatives from the IPERL Meter Systems are available to do a presentation regarding meters on Tuesday, November 10, 2015 at 6pm. She stated this will also be a Joint Meeting with City Council.

The Water Commission agreed by consensus to move the Water Commission from November 24,

2015 to November 10, 2015 and to hold a Joint Meeting.

5. Update on actions taken by the City Council in previous City Council Meetings related to Commission recommendations.

Nancy Cain, City Administrator, stated the City Council heard the Water Commission recommendation on the variance request to the leak adjustment for Bob Ashley. She stated the City Council postponed the request until the next regular meeting so that Royce Goddard could look at the water usage during the leak period. She stated the City Council also awarded the bid for the Trinity Wells 9 & 10 to C&C Drilling.

6. Water Manager Monthly Activity Report

a) Water pumping/usage from city wells

Royce Goddard, Water Manager reviewed the monthly water pumping/usage from the city wells and discussed the water system operations (see attached report).

Royce Goddard, Water Manager reported 78.84 acre feet from the Edwards Aquifer and 101.77 acre ft. from the Trinity have been pumped. He stated the average daily usage is 1,228,259.2 gallons.

b) Water system infrastructure maintenance, repairs and/or projects

Royce Goddard, Water Manager stated he previously reported on Edward's Well #1 rehabilitation.

c) Static levels, drawdown levels and flow rates on the Trinity Well

Royce Goddard, Water Manager reported that the Edwards static level was at 46.8 feet and the Trinity static level was at 194.4.

d) Water and/or Drought Management

The City of Garden Ridge is currently under no watering restrictions.

7. Adjourn

Motion to adjourn was made by Commissioner Ramirez and seconded by Commissioner Bullard. The motion passed unanimously and the meeting adjourned at 7:46 p.m.

David Heier, Chair

ATTEST:

Shelley Goodwin, TRMC
City Secretary

**SIGN IN TO SPEAK AT THE OCTOBER 27, 2015
WATER COMMISSION REGULAR MEETING**

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- c. Limit remarks to three (3) minutes.

Disclaimer:

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NAME

ADDRESS

SUBJECT

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