



City of Garden Ridge

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

AGENDA CITY COUNCIL REGULAR MEETING WEDNESDAY, OCTOBER 7, 2020, 6:00 P.M.

The Garden Ridge City Council will meet in a regular session on Wednesday, October 7, 2020, at 6:00 p.m. 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, and as required by law, notice is hereby posted providing time, place, date, and agenda thereof. 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) Domestic Violence Awareness Month.
- b) Hill Country Night Sky Month.

5. City/Employee Recognitions/Employee Introductions

- a) Thank you note from Thomas Elvir to Chief Eberhardt and the Garden Ridge Police Department.
- b) Thank you note from Ben Henderson to Librarian Linda Crosland and the Garden Ridge Library.
- c) Thank you note from The Forest of Garden Ridge Homeowners Association to Lt. Bellinger.
- d) Introduction of Officer McKenzie.
- e) Introduction of Officer Slowik.
- f) 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. 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

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 August 26, 2020, City Council Special Meeting.

- b) Approval of Minutes for the September 2, 2020, City Council Regular Meeting.
- c) Financial Statement, Summary Report, and Management's Discussion and Analysis of Results of Operations – August 31, 2020.
- d) Resolution No. 469-102020 A Resolution of the City Council of the City of Garden Ridge, Texas, designating the New Braunfels Herald-Zeitung as the official newspaper for the City of Garden Ridge.
- e) Interlocal Cooperation Agreement between Comal County and the City of Garden Ridge for Fire Code Enforcement.
- f) Destruction of City Records in accordance with City of Garden Ridge Records Retention Plan.

8. Staff Reports

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

- a) City Administrator Monthly Activity Report.
 - Community and Event Center usage/financial report, Building Permits issued to date for residential, commercial, and minor construction projects, City Council ideas/suggestions, communication efforts, citizen concern/input, upcoming events, personnel updates, and continuity of operations.
- b) Police Department Monthly Activity Report.
 - Traffic/code compliance enforcement, criminal activity, upcoming events, and continuity of operations.
- c) Public Works Monthly Activity Report.
 - Street and right-of-way maintenance, drainage facility and easement maintenance, City parking lots and facility maintenance, Animal Services (domestic and wild), projects, and continuity of operations.
- d) Water Department Monthly Activity Report.
 - Water pumping/usage from City wells, water system infrastructure maintenance/repairs/projects, leak adjustments, water and/or drought management (current watering stage), and continuity of operations.
- e) Library Monthly Activity Report.
 - Upcoming events and continuity of operations.

9. City Engineer Projects Status Reports

- a) FM 2252 TxDOT Project.
- b) FM 2252 Wastewater Project.

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

- a) Planning and Zoning Commission:
 - 1. Expiring terms (September 30, 2020) of Commissioners.
 - 1.1. Receive recommendation for the reappointment of Commissioner Diaz and Commissioner Jacaman to serve another term (term expiring September 30, 2022).
 - 1.2. Take action on recommendation.
 - 2. Petition by Richard R. Winkler for rezoning from Residence-Agriculture (RA) District to Light Industrial (L1) District of 4.761 acres of a 7.141 acre tract of land situated in the Vicente Micheli Survey 114, Abstract 383, the City of Garden Ridge, Comal County, Texas, and 11.178 acres of a 12.79 acre tract of land situated in the City of Garden Ridge, Texas, out of the Vicente Micheli Survey No. 114, Comal County, Texas; both tracts being out of the remainder of that certain 27.594 acre tract described in instrument to Versielene Buehring recorded in Volume 242, Page 143, of the Comal County Deed Records. The property is further located at the southwest corner of the intersection of Nacogdoches Road (F.M. 2252) and Nacogdoches Loop Road, Garden Ridge, Texas.
 - 2.1. Receive recommendation from Planning and Zoning Commission.
 - 2.2. Hold a public hearing.
 - 2.3. Take action on petition.

3. Petition by Scott Smith for rezoning from Residence-Agriculture (RA) District to Neighborhood Service (B-1) District of 1.734 acres out of the George M. Dolson Survey 96, Abstract 120, Comal County, Texas and also being out of a 49.850 acre tract described in Volume 194, Page 138, of the Deed Records of Comal County, Texas. The property is further located on the southside of F.M. 2252 across from 19295 and 19269 F.M. 2252 in Garden Ridge, Texas.
 - 3.1. Receive recommendation from Planning and Zoning Commission.
 - 3.2. Hold a public hearing.
 - 3.3. Take action on petition.
4. Receive monthly activity update as applicable.

b) Quarry Commission:

1. Expiring terms (September 30, 2020) of Commissioners.
 - 1.1. Receive recommendation and take action on the reappointment of Commissioner Barucky to serve another term (term expiring September 30, 2022).
 - 1.2. Receive recommendation and take action on the reappointment of Commissioner Holly to serve another term (term expiring September 30, 2022) as specified in Ordinance No. 210-022018 Section III. E. for the purpose of good cause.
2. Request from Buckley Powder Co., for a Partial Exemption Permit to conduct blasting activities at the Hanson Quarry for the period of October 1, 2020-September 30, 2021.
 - 2.1. Receive recommendation from Quarry Commission.
 - 2.2. Take action on recommendation.
 - 2.3. Receive recommendation from the City Administrator regarding an annual fee for the Partial Exemption Permit.
 - 2.4. Take action on recommendation.
3. Receive monthly activity update as applicable.

c) Water Commission:

1. Expiring terms (September 30, 2020) of Commissioners.
 - 1.1. Receive recommendation for the reappointment of Commissioner Valdez, Commissioner Bullard, and Commissioner Haltaman to serve another term (term expiring September 30, 2022).
 - 1.2. Take action on recommendation.
2. Receive monthly activity update as applicable.

d) Wildlife Management Advisory Commission:

1. Expiring terms (September 30, 2020) of Commissioners.
 - 1.1. Receive recommendation for the reappointment of Commissioner Dr. Miner-Williams, Commissioner Bippert, and Commissioner Drichta to serve another term (term expiring September 30, 2022).
 - 1.2. Take action on recommendation.
2. Feral Hog Management.
 - 2.1. Receive recommendation regarding purchasing equipment for hog traps.
 - 2.2. Take action on recommendation.
3. Deer Population Summary and Deer Management Program.
 - 3.1. Receive recommendation from Wildlife Management Advisory Commission.
 - 3.2. Take action on recommendation.
4. Receive monthly activity update as applicable.

e) 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) Ordinance No. 143-012020 An Ordinance of the City Council of the City of Garden Ridge, Texas, granting an exclusive franchise agreement between the City of Garden Ridge, Texas, and BFI Waste Services of Texas, LP/DBA/Republic Services of San Antonio for the collection and disposal of solid waste and recycling service; authorizing the Mayor to execute the contract; setting forth general specifications establishing rates for collection and disposal of solid waste and recycling service; providing for enforcement and the collection of established rates; providing a penalty for violations of this Ordinance of a fine of not less than \$100.00 nor more than \$500.00 and making each day a separate offense; providing a cumulative and savings clause; providing for severability; and declaring an effective date.
 - 1. Take action on CPI rate increase and direct City Staff to update Exhibit A to reflect price change dictated by the rate increase.
- b) COVID-19.
 - 1. Discuss status, updates, response, and matters related to the COVID-19 Virus.
 - 2. Discuss funding and expenditures from the Coronavirus Aid, Relief, and Economic Security Act.
 - 3. Take possible action on matters related to the COVID-19 Virus, including Trunk or Treat, Veterans Day Celebration, Texas Arbor Day Landscaping Project, and Christmas Tree Lighting Event.

12. Updates

- a) City Administrator Reports.
 - 1. Update on Oak Wilt.
- b) City Council Projects.
 - 1. Code Compliance (Lantzy).
- c) Mayor's Projects.
 - 1. Communication Report.
 - 2. Citizen Contact Report.

13. Discussion of Future Agenda Items

14. Citizen Comment Period – limited to 20 minutes total

See “Rules for Citizens’ Participation” under Item 6.

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 School/Danville Middle School/Davenport High School)
Counties (Bexar/Comal/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
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 – 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 requirements for Comal County Emergency Services and authority to contract for such services through an interlocal agreement.

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:

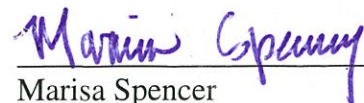
Decorum Required: Any disruptive behavior, including shouting or derogatory statements or comments may be ruled out of order by the Presiding Officer. Continuation of this type of behavior could result in a request by the Presiding Officer that the individual leave the meeting, and if refused, an order 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, Marisa Spencer, posted this Agenda at 10:00 a.m. on October 2, 2020, on the bulletin board located at the entrance to the Garden Ridge City Hall, 9400 Municipal Parkway, Garden Ridge, Texas.



Marisa Spencer
City Secretary