

AGENDA
NOTICE OF MEETING OF THE CITY COUNCIL OF
SHAVANO PARK, TEXAS

This notice is posted pursuant to the Texas Open Meetings Act. Notice hereby given that the City Council of the CoSP, Texas will conduct a Regular Meeting on Monday, October 28, 2019 at 6:30 p.m. at 900 Saddletree Court, Shavano Park City Council Chambers for the purpose of considering the following agenda:

1. CALL MEETING TO ORDER

2. PLEDGE OF ALLEGIANCE AND INVOCATION

3. CITIZENS TO BE HEARD

The City Council welcomes “Citizens to be Heard.” If you wish to speak, you must follow these guidelines. **As a courtesy to your fellow citizens and out of respect to our fellow citizens, we request that if you wish to speak that you follow these guidelines.**

- Pursuant to Resolution No. R-2019-011 citizens are given three minutes (3:00) to speak during “Citizens to be Heard.”
- Members of the public may only speak once and cannot pass the individual’s time allotment to someone else
- Direct your comments to the entire Council, not to an individual member
- Show the Council members the same respect and courtesy that you expect to be shown to you

The Mayor will rule any disruptive behavior, including shouting or derogatory statements or comments, out of order. Continuation of this type of behavior could result in a request by the Mayor that the individual leave the meeting, and if refused, an order of removal. In compliance with the Texas Open Meetings Act, no member of City Council may deliberate on citizen comments for items not on the agenda. (Attorney General Opinion – JC 0169)

4. CITY COUNCIL COMMENTS

Pursuant to TEX. GOV’T CODE §551.0415(b), the Mayor and each City Council member may announce city events/community interests and request that items be placed on future City Council agendas. “Items of Community Interest” include:

- expressions of thanks, congratulations, or condolences;
- information regarding holiday schedules;
- an honorary or salutary recognition of a public official, public employee, or other citizen, except that a discussion regarding a change in status of a person’s public office or public employment is not honorary or salutary recognition for purposes of this subdivision;
- a reminder about an upcoming event organized or sponsored by the governing body;
- information regarding a social, ceremonial, or community event organized or sponsored by an entity other than the governing body that was attended or is scheduled to be attended by a member of the governing body or an official or employee of the municipality or county; and
- announcements involving an imminent threat to the public health and safety of people in the municipality or county that has arisen after posting of the agenda.

5. PRESENTATIONS, COMMENDATIONS AND ANNOUNCEMENTS

5.1. Proclamation – Breast Cancer Awareness Month – Mayor Werner

6. REGULAR AGENDA ITEMS

- 6.1. Public Hearing - To receive testimony and comments from members of the public regarding the proposed rezoning of property legally described as County Block 4773A, Lot 1650, Shavano Park Unit-16F (4096 De Zavala Rd) from B-2 Zoning Category District to a Planned Unit Development (PUD) zoning district including B-2 Base Zoning Category with the following exceptions: Minimum Parking Requirement, Maximum Building Height, Rear Setback Requirement, Side Setback Requirement, Front Landscape Buffer Requirement and Rear Landscape Buffer Requirement and granting a Special Use Permit for an Assisted Living Facility (CC) use.**
- 6.2. Discussion / action - Adoption of Ordinance O-2019-013 amending the City of Shavano Park Master Zoning Plan to rezone the property legally described as County Block 4773A, Lot 1650, Shavano Park Unit-16F (4096 De Zavala Rd) from B-2 Business and Office District to a Planned Unit Development (PUD) zoning district including B-2 Base Zoning Category and granting a Special Use Permit for an Assisted Living Facility (CC) use (First Reading) - City Manager**
- 6.3. Presentation / discussion / action - City Council Ad Hoc Community Amenities Committee (CAC) regarding natural walking trail on Muni-tract and take action on plan to move forward - Mayor Pro Tem Ross**
- 6.4. Public Hearing - A public hearing to receive comments from members of the public regarding proposed amendments to the City of Shavano Park Code of Ordinances clarifying & establishing definitions for building setback lines, porches, porte cocheres and front yards and establishing that open porches and porte cocheres are allowed to extend from the primary residence into the front setback under certain conditions**
- 6.5. Discussion/action - Ordinance O-2019-014 amending the City of Shavano Park Code of Ordinances, Chapter 28 and Chapter 36 to clarify front setbacks in relation to entryway features and exterior architectural features (First Reading) - City Manager**
- 6.6. Discussion / action - Ordinance O-2019-015 amending the City of Shavano Park Code of Ordinances, Chapter 8, Article II Soliciting and Peddling, Section 8.24 (Hours of Solicitation). Possible Executive Session pursuant to Texas Government Code, §551.071, Consultation with Attorney on legal issues related to solicitation - City Manager**

- 6.7. Discussion / action - City Manager 363 Review. Possible Executive Session pursuant to Texas Government Code §551.074, Personnel Matters - Mayor Pro Tem Ross**

- 7. CITY MANAGER'S REPORT**

All matters listed under this item are considered routine by the City Council and will only be considered at the request of one or more Aldermen. Coincident with each listed item, discussion will generally occur.

- 7.1. Building Permit Activity Report**

- 7.2. Fire Department Activity Report**

- 7.3. Municipal Court Activity Report**

- 7.4. Police Department Activity Report**

- 7.5. Public Works Activity Report**

- 7.6. Finance Report**

- 8. CONSENT AGENDA**

All matters listed under this item are considered routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired by any Alderman on any item, that item will be removed from the consent agenda and will be considered separately.

- 8.1. Approval - City Council Special Minutes, September 16, 2019**

- 8.2. Approval - City Council Meeting Minutes, September 23, 2019**

- 8.3. Accept - Planning & Zoning Commission Meeting Minutes, September 4, 2019**

- 8.4. Approval - Resolution R-2019-013, Designation of City of Shavano Park Official Paper**

- 8.5. Accept - Preliminary Plat of Subdivision Plat Napier Park Unit-3 (Planned Unit Development), a 4.0 acre tract of land out of that 289.5 acre tract described in deed to Rogers Shavano Park Unit 18/19, LTD.**

- 8.6. Approval - Services Agreement between the City of Shavano Park and ARDMOR**

9. ADJOURNMENT

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 TEX. GOV'T 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 TEX. GOV'T CODE §551.144(c) and the meeting is conducted by all participants in reliance on this opinion. The Council may vote and/or act upon each of the items set out in this agenda. In addition, the City Council for the City of Shavano Park has the right to adjourn into executive session at any time during the course of this meeting to discuss any matter authorized by Texas Government Code Sections 551.071 (Consultation with Attorney); 551.072 (Deliberations related to Real Property); and Section 551.074 (Personnel Matters).

Attendance by Other Elected or Appointed Officials – NOTICE OF POTENTIAL QUORUM:

It is anticipated that members of City Council or 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.

The facility is wheelchair accessible and accessible parking spaces are also available in the front and sides of the building. The entry ramp is located in the front of the building. Sign interpretative services for meetings must be made 48 hours in advance of the meeting. Call the City Secretary at 210-493-3478 x240 or TDD 1-800-735-2989.

CERTIFICATE:

I hereby certify that the above Notice of Meeting was posted on the City Hall bulletin board on the 21st day of October 2019 at 5:05 p.m. at a place convenient and readily accessible to the general public at all times, and to the City's website, www.shavanopark.org, in compliance with Chapter 551, Texas Government Code

Zina Tedford
City Secretary

POTENTIAL FUTURE AGENDA ITEMS

No Items listed as a potential future agenda item will be considered unless listed as a regular agenda item. Alderman please contact City staff to add new or reconsider old agenda items. Pending agenda items for consideration at subsequent Council meetings may include one or more of the following:

- a. **Ordinance O-2019-0XX amending the City of Shavano Park Code of Ordinances, Chapter 6 and Chapter 36 to clarify requirements for building materials and exterior architectural features - November**
- b. **Ordinance O-2019-0XX amending the City of Shavano Park Code of Ordinances, Chapter 24 to clarify requirements within Sign Ordinance - November**
- c. **Ordinance O-2019-0XX amending the City of Shavano Park Code of Ordinances, Chapter 36, Article V, Board of Adjustment Expanded Appeal - November**
- d. **Consideration of Rezoning of properties currently zoned B-2 to B-2 Planned Unit Development (PUD) located at the corner of Huebner Road and Lockhill Selma Road to authorize nonconforming uses - November**
- e. **Resolution Speed Hump Policy - November**
- f. **Amendment of Records Management Ordinance (TBD'ed)**
- g. **Ordinance prohibiting the use of a portable electronic device while operating a motor vehicles and creating an offense - Ald. Heintzelman (TBD'ed)**
- h. **Resolution adopting City Policy - City Publications - Open**
- i. **Adopt the National Neighborhood Watch Program as a city sponsored / managed program. Appoint management of the program to the Police Department with the Police Chief designated as the POC – Open**
- j. **Adoption of Official City Holiday Schedule - Annual November**
- k. **Approval of the yearly tax roll - Annual November**
- l. **Consideration for transfer portions of Fund Balance to Capital Replacement / Improvement Fund - Annual January / February**
- m. **Records Retention Policy - Annual January**
- n. **Schedule the Annual City-Wide Garage Sale – Annual January**
- o. **Appointment of Council Appointed Positions - Annual January**
- p. **Crime Control Prevention District funding placed on ballot - January 2024**

- q. Street Maintenance Fund funding placed on the ballot - January 2022
- r. Revisions to Employee Handbook - Annual February
- s. Shavano Park Police Department 2017 Racial Profiling Report - Annual February
- t. City of Shavano Park Investment Policy - Annual February
- u. Shavano Park Commercial and Residential Development Semi-annual Presentation - Bitterblue, Inc. / Denton Communities – February / August
- v. FY 2019 - 20 Budget Amendment (Annual February or March)
- w. Set City Manager Annual Performance and Salary Review for April – Annual March
- x. City Manager Annual Review / Salary for April - Annual April
- y. Annual Budget Calendar - Annual May
- z. Annual appointment of members to the Higher Education Facilities Corporation Board - Annual May
- aa. Annual update on bond revenue opportunities by Bond Counsel – Annual May
- bb. Approval of Financial Account Signatures - Annual June
- cc. Annual Compensation Review - Annual June Workshop
- dd. Shavano Park Commercial and Residential Development Semi-annual Presentation - Bitterblue, Inc. / Denton Communities – February / August
- ee. City Council adoption of organizational chart - Annual August
- ff. Annual Report on Republic Service Recycling and CPI Fee adjustments - Annual September
- gg. Resolution adopting the Crime Control and Prevention Budget of the City of Shavano Park Crime Control & Prevention for FY - Annual September
- hh. Ordinance approving and adopting a budget for the City of Shavano Park, Texas for the fiscal year beginning October 1, 2018 and ending September 30, 2019a - Annual September
- ii. Resolution adopting the City of Shavano Park Effective Tax Rate (Record Vote) - Annual September

jj. Record vote to ratify the property tax rate reflected in the FY 2016-17 Budget (Record Vote) - Annual September

kk. Selection - Boards, Commissions, and Committees - Annual September

ll. Setting the dates for the City sponsored events (City-wide Garage Sale / Arbor / Earth Day / Independence Day / National Night Out / Holiday / Picnic in the Park) - Annual September

mm. Disposal of City Equipment / Furniture - Annual October

nn. Designation of City of Shavano Park Official Paper - Annual October
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