

SUPPLEMENTAL NOTICE OF MEETING BY LIVESTREAM / TELEPHONE CONFERENCE:

In accordance with Order of the Office of the Governor issued March 16th, 2020, the governor has suspended various provisions of the Open Meetings Act pursuant to his state disaster authority, which now authorize the participation of a meeting by live-video stream or telephone. The City of Shavano Park will conduct the Regular Meeting on Monday, September 21, 2020 at 6:30 p.m. at 900 Saddletree Court, Shavano Park Council Chambers in part by Livestream / telephone conference in order to advance the public health goal of limiting face-to-face meetings (also called “social distancing”) and slow down the spread of the Coronavirus (COVID-19).

Livestream Participation. The livestream available via the GoToMeeting website from your computer, tablet or smartphone at: <https://youtu.be/BbbNsIf8szoc>

Telephone Participation. The public toll-free dial-in number to participate in the telephonic meeting is 1-866-899-4679 and requires access code 290-431-621. The Livestream / telephone conference will be available to join at 6:00 p.m. (30 minutes prior to the meeting). If you have issues accessing Telephone Participation or Livestream, please call City Secretary Zina Tedford at 210-787-0366.

The public will be permitted to offer comments telephonically as provided by the agenda during Citizen’s to be Heard. Citizens who want to speak during this period, should sign up to speak prior to the beginning of the meeting by stating their intent and providing Name, Address, and Topic to be addressed. Follow the guidelines under agenda item 3. If unable to participate in the meeting, you may submit public comments by email to ztedford@shavanopark.org.

The meeting agenda and agenda packet are posted online at www.shavanopark.org.

A recording of the telephonic meeting will be made, and will be available to the public in accordance with the Open Meetings Act upon written request.

1. CALL MEETING TO ORDER

Mayor Werner called the meeting to order at 6:32 p.m.

PRESENT: ABSENT:

Alderman Colemere
Alderman Kautz
Mayor Pro Tem Ross
Alderman Powers
Alderman Kuykendall
Mayor Werner

2. PLEDGE OF ALLEGIANCE AND INVOCATION

Alderman Powers led the Pledge of Allegiance to the Flag.

Alderman Kuykendall led the Invocation.

3. CITIZENS TO BE HEARD

No one signed up to address City Council at this time.

4. CITY COUNCIL COMMENTS

No City Council comments at this time.

5. PRESENTATIONS, COMMENDATIONS AND ANNOUNCEMENTS

5.1. Proclamation – Fire Prevention Week – Mayor Werner / Chief Dover

Mayor Werner read the Proclamation for Fire Prevention Week.

5.2. Recognition – Shavano Park Police Department – Mayor Werner / Chief Lacy

Mayor Werner and Chief Lacy recognized the Shavano Park Department Recognition 2020.

Detective Wade - Employee of the Year

Sergeant Page - Merit Award and Distinguished Service Award

Sergeant Villanueva - Merit Award

Officer Garza – Distinguished Service Award

Corporal Harper - Distinguished Service Award

C. Leeth – Certificate of Merit

6. REGULAR AGENDA ITEMS

6.1. Approval Ordinance O-2020-018 amending the FY 2019-20 Budget to adjust revenues, expenditures and utilization of fund balance to include resourcing the oak wilt project costs, the Bexar County Suburban Cities Interlocal Agreement regarding CARES Act, additional water meter purchases and repairs to Well # 8 and other items within the General Fund, Water Utility Fund, Oak Wilt Fund, and Water Utility Capital Replacement Fund - City Manager

City Manager Hill presented an overview of proposed Ordinance O-2020-018 amending the FY 2019-20 Budget to adjust revenues, expenditures and utilization of fund balance to include resourcing the oak wilt project costs, the Bexar County Suburban Cities Interlocal Agreement regarding CARES Act, additional water meter purchases and repairs to Well # 8 and other items within the General Fund, Water Utility Fund, Oak Wilt Fund, and Water Utility Capital Replacement Fund.

Alderman Colemere made a motion to approve Ordinance O-2020-018 amending the FY 2019-20 Budget to adjust revenues, expenditures and utilization of fund balance to include resourcing the oak wilt project costs, the Bexar County Suburban Cities Interlocal Agreement regarding CARES Act, additional water meter purchases and repairs to Well # 8 and other items within the General Fund, Water Utility Fund, Oak Wilt Fund, and Water Utility Capital Replacement Fund as an administrative ordinance.

Alderman Power seconded the motion.

The motion to approve Ordinance O-2020-018 amending the FY 2019-20 Budget to adjust revenues, expenditures and utilization of fund balance to include resourcing the oak wilt project costs, the Bexar County Suburban Cities Interlocal Agreement regarding CARES Act, additional water meter purchases and repairs to Well # 8 and other items within the General Fund, Water Utility Fund, Oak Wilt Fund, and Water Utility Capital Replacement Fund as an administrative ordinance carried with a unanimous vote.

6.2. Public Hearing - Crime Control & Prevention District Budget of the City of Shavano Park Crime Control and Prevention District for FY 2020-21

Public hearing opening at 6:51 p.m.

City Manager Hill presented an overview of the Crime Control & Prevention District Budget of the City of Shavano Park Crime Control and Prevention District for FY 2020-21.

Public hearing closed at 6:56 p.m.

6.3. Discussion / action - Resolution R-2020-016 adopting the Crime Control and Prevention Budget of the City of Shavano Park Crime Control & Prevention District for FY 2020-21 - City Manager

Alderman Colemere made a motion to approve Resolution R-2020-016 adopting the Crime Control and Prevention Budget of the City of Shavano Park Crime Control & Prevention District for FY 2020-21.

Alderman Kuykendall seconded the motion.

The motion to approve Resolution R-2020-016 adopting the Crime Control and Prevention Budget of the City of Shavano Park Crime Control & Prevention District for FY 2020-21 carried with a unanimous vote.

6.4. Public Hearing - Proposed Annual Operating and Capital Budget - FY 2020-21

Public hearing opened at 6:57 p.m.

City Manager Hill presented an overview of the Proposed Annual Operating and Capital Budget - FY 2020-21.

Public hearing closed at 7:06 p.m.

6.5. Discussion / action - Ordinance No. O-2020-017 approving and adopting a budget for the City of Shavano Park, Texas for the fiscal year beginning October 1, 2020 and ending September 30, 2021; making appropriations for each fund and

department; establishing a Sinking Fund for existing city financial obligations; providing for the levying and collection of a sufficient tax to pay the interest and on such Sinking Fund obligations; repealing conflicting ordinances; providing a savings and severability clause; and declaring an effective date (Record Vote) (final reading) - City Manager

Alderman Colemere made a motion to approve Ordinance No. O-2020-017 approving and adopting a budget for the City of Shavano Park, Texas for the fiscal year beginning October 1, 2020 and ending September 30, 2021; making appropriations for each fund and department; establishing a Sinking Fund for existing city financial obligations; providing for the levying and collection of a sufficient tax to pay the interest and on such Sinking Fund obligations; repealing conflicting ordinances; providing a savings and severability clause; and declaring an effective date (Record Vote) (final reading)

Alderman Kuykendall seconded the motion.

The motion to approve to approve Ordinance No. O-2020-017 approving and adopting a budget for the City of Shavano Park, Texas for the fiscal year beginning October 1, 2020 and ending September 30, 2021; making appropriations for each fund and department; establishing a Sinking Fund for existing city financial obligations; providing for the levying and collection of a sufficient tax to pay the interest and on such Sinking Fund obligations; repealing conflicting ordinances; providing a savings and severability clause; and declaring an effective date (Record Vote) (final reading) carried with the following vote:

Alderman Kautz - AYE
Alderman Colemere - AYE
Alderman Powers - AYE
Mayor Pro Tem Ross - AYE
Alderman Kuykendall - AYE

6.6. Discussion / action - Adopt Resolution R-2020-017 setting the City of Shavano Park 2020 total Tax Rate of \$0.287742 with the Maintenance & Operation rate being \$0.274639 and the Interest & Sinking rate being \$0.013103. (Record Vote) - City Manager

Alderman Colemere made a motion to adopt Resolution R-2020-017 setting the City of Shavano Park 2020 total Tax Rate of \$0.287742 with the Maintenance & Operation rate being \$0.274639 and the Interest & Sinking rate being \$0.013103. (Record Vote).

Alderman Powers seconded the motion.

The motion to approve adopt Resolution R-2020-017 setting the City of Shavano Park 2020 total Tax Rate of \$0.287742 with the Maintenance & Operation rate being \$0.274639 and the Interest & Sinking rate being \$0.013103 carried with the following vote:

Alderman Kautz - AYE
Alderman Colemere - AYE
Alderman Powers - AYE
Mayor Pro Tem Ross - AYE

Alderman Kuykendall - AYE

6.7. Record vote to ratify the property tax increase reflected in the FY 2020-21 budget (Record Vote) - City Manager

Alderman Colemere made a motion to conduct a record vote to ratify the property tax increase reflected in the FY 2020-21 budget.

Alderman Kautz - AYE
Alderman Colemere - AYE
Alderman Powers - AYE
Mayor Pro Tem Ross - AYE
Alderman Kuykendall - AYE

6.8. Discussion / action - Selection Boards, Commissions, and Committees - City Manager

- 6.8.1. Planning & Zoning Commissions - Four (4) appointments, two-year terms**
- 6.8.2. Water Advisory Committee - Three (3) appointments (Water System Users only),**
- 6.8.3. two-year term.**
- 6.8.4. Board of Adjustments - Two (2) appointments, One (1) Alternate two-year terms**
- 6.8.5. Investment Committee - One (1) appointment for two-year term**
- 6.8.6. Tree Committee – Four (4) appointments (2-year term) One (1) appointment (1-year term)**

Alderman Colemere made a motion to appoint the following:

Planning & Zoning Commission:

Michael Janssen
Albert Aleman
Carla Laws
William Stipek

Tree Committee

David Pierce
Bennett Closner

Board of Adjustment

Robert Bettac
C. Michael Ireland

Investment Committee

Lee Matecko

Water Advisory Committee

Sam Bakke
Tommy Peyton
Steven Fleming

Alderman Kautz seconded the motion.

The motion to appoint the individuals as outlined above carried with a unanimous vote.

6.9. Discussion / action - Ordinance O-2020-013 amending the City of Shavano Park Code of Ordinances to allow front solid fencing for homes with front yards that face NW Military Highway and De Zavala Road and to clarify existing fence regulations generally as recommended by the Planning and Zoning Commission and possibly designating Urban Corridors for fence standards (final reading) – Alderman Powers

Alderman Powers made a motion to approve Ordinance O-2020-013 amending the City of Shavano Park Code of Ordinances to allow front solid fencing for homes with front yards that face NW Military Highway and De Zavala Road and to clarify existing fence regulations generally as recommended by the Planning and Zoning Commission and possibly designating Urban Corridors for fence standards Version 1.

Mayor Pro Tem Ross seconded the motion.

Discussion followed regarding fencing and NW Military expansion timeline.

Alderman Colemere made a motion with the following amendments using Version 2.

- * minimum ½ inch thickness for all fence materials
- * max fence height 6 feet along NW Military
- * Remove DeZavala Urban Corridor
- * final approval of all fences in urban corridor will be determined by City Council

Alderman Kuykendall seconded the motion.

Mayor Werner stated that the motion to amend is a primary motion by its nature because the changes are so material compared to the original motion which makes it the primary motion before we come back to Alderman Power's motion.

Discussion followed regarding criteria for fence permits.

Mayor Pro Tem Ross made a motion to adjourn into Executive Session pursuant to Texas Government Code Sections 551.071 (Consultation with Attorney).

Alderman Kautz seconded the motion.

Mayor Werner with the consensus of City Council moved to agenda items 7 and 8.

City Council adjourned into Executive Session at 8:16 p.m.

The open meeting reconvened at 8:41 p.m.

The vote to accept the motion to amend Ordinance O-2020-013, Version 2 as modified subject to City Council adopting a policy carried as follows:

AYES: 3; NAYES: 2 (Alderman Powers / Mayor Pro Tem Ross)

The primary motion replaces motion made by Alderman Powers is to approve Ordinance O-2020-013 Version 2 as modified amending the City of Shavano Park Code of Ordinances to allow front solid fencing for homes with front yards that face NW Military Highway and to clarify existing fence regulations generally as recommended by the Planning and Zoning Commission and possibly designating Urban Corridors for fence standards subject to City Council adopting policy as amended carried with the following vote:

AYES: 3 NAYES: 2 (Alderman Powers / Mayor Pro Tem Ross)

Mayor Werner deviated back to agenda item 9 Adjournment.

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 Workshop Minutes, August 18, 2020

8.2. Approval - City Council Minutes, August 24, 2020

8.3. Approval – City Council Workshop Minutes, August 24, 2020

8.4. Accept - Planning and Zoning Commission Minutes, August 5, 2020

8.5. Accept - Final Plat of Napier Park, Unit-4 (PUD), a 1.157-acre tract of land out of a 289.5-acre tract described in deed to Rogers Shavano Park Unit 18/19, LTD.

8.6. Approval - Ordinance O-2020-015 amending Ordinance O-2015-006 (Napier Park Planned Unit Development) to add the following development exceptions: minimum

- parking requirement, minimum front yard and rear yard landscape buffer requirements, and reduced tree preservation with increase tree mitigation requirements while removing unneeded exceptions to the City Code (final reading)**
- 8.7. Approval - Ordinance O-2020-019 amending the City of Shavano Park Fee Schedule to add a technology fee for online digital plan review and permitting services, demolition and estate sale permits and clarify double permit fees for unpermitted work (Administrative)**
- 8.8. Approval - Ordinance O-2020-020 considering an action extending a declaration of local disaster and public health emergency initially issued on March 23, 2020 by Mayor Bob Werner, and the corresponding addendums issued by City Council in March, April, May, June, July and August until October 26, 2020 to continue active preparedness and response for COVID-19 contingencies (Administrative)**
- 8.9. Approval - Consideration for amending the criteria of the Small Business Reinvestment Program (SBRP) supported by the CARES Act and Bexar County to provide emergency relief to eligible small businesses located in Shavano Park - City Manager**

Alderman Powers made a motion to approve / accept Consent Agenda Item 8.1 – 8.9 as presented.
Alderman Colemere the motion.

The motion to approve Consent Agenda Items 8.1 – 8.9 carried with unanimous vote.

Mayor Werner deviated back to agenda item 6.9.

City Council adjourned into Executive Session at 8:16 p.m.

9. ADJOURNMENT

Alderman Colemere made a motion to adjourn the meeting

Alderman Kautz seconded the motion.

The meeting adjourned at 8:51 p.m.

Robert Werner
Mayor

Zina Tedford
City Secretary