CITY OF SANDY OAKS, TX

COUNCIL MEETING MINUTES

April 9, 2015

INTRODUCTION

The meeting was called to order by Mayor Jim Clement at 6:35p.m.

Also present for the meeting were Aldermen David Tremblay, Earnest Gay, Doug Tomasini, and Alderwoman Micki Ball. Alderman Ortega was absent.

OPENING CEREMONIES

The invocation was given by the Mayor, followed by the Pledge of Allegiance

Agenda Item 3 Financial Report. The debt approved for payment in March leaves a balance of $15,773.24 less bank fees. The mayor has inquired about the August election and has not received a response from Jacque Cannanan. He also said that he had received the final bill from the TML Intergovernmental Risk Pool insurance for 485.50.

Agenda Item 4 Citizens to be heard: Catherine Rehndal spoke on her concern of the conflict of interest with members of the council and other organizations and also about the update on the sales tax results. Alderwoman Ball answered that the issue had been resolved and that we would receive the 1% July 1st and the ½ percent October 1st. Cathleen Lamereaux-Recio spoke on her reasons and concerns as to why Art Martinez de Vara should not be our city attorney.

Agenda Item 5 Unfinished business: **5a** November 13 meeting item 5: a resolution providing for an ordinance adopting the requirement of a permit for the sale of fireworks within the City of Sandy Oaks. The mayor suggested addressing this at a public hearing. No action taken. **5b** February 12 meeting item 12: Discuss additional Franchise Fees available/collectable by the city and refer application process to the city attorney. The attorney is on his way. It was decided to discuss it with him when he arrives. **5c** March 21 meeting item 4: Discuss and consider the Mayor's nominee for city attorney. As Alderman Ortega is absent it would fall to the Mayor to vote in case of a tie. The mayor's nomination was for our current attorney, Mr. Martinez de Vara. Alderman Tremblay spoke on his concerns about this nomination. Alderwoman Ball agreed. Alderman Tremblay made a motion to disqualify Mr. Martinez de Vara as a candidate for city attorney, seconded by Alderwoman Ball. After some discussion, Alderman Tremblay rescinded his motion and Alderwoman Ball made a motion that they do not accept the nomination of Mr. Martinez de Vara as city attorney. Alderman Tremblay seconded. A vote was taken with Alderman Tremblay and Alderwoman Ball voting yes and Alderman Gay and Tomasini voted no. Because of the tie, the mayor abstained from voting and said the item would be taken up at the next regular meeting. **5d**: March 21 meeting item 7: Discuss an ordinance for the creation of the position for Public Information Officer. Alderman Tremblay suggested adding it to the ordinance for City Clerk, Alderman Tremblay made a motion that the PIO duties be incorporated into the City Clerk duties. This item should be considered after a positive vote to amend Ordinance No: 2014-5 for City Clerk. The city clerk gave each of the council a copy of the amended ordinance provided by the city attorney. Alderman Gay made a motion to accept the amended ordinance 2014-5. Alderwoman Ball seconded. Vote for was 4-0.

Agenda Item 6 Sgt. Blake Johnson, Bexar County Sheriff Office, to discuss the types and number of call in our city and how they can assist us. Capt. Roach attended for Mr. Johnson. He explained how the officers are dispatched in our area. And talked about the neighborhood getting involved and helping them. He talked about animal control and what the county can and cannot do.

Agenda Item 7 A representative from ESD6 will discuss the types and numbers of calls in our city and operational updates. Asst. Fire Chief Ralph Rodriguez from ESD2 spoke on the way they operate.

Agenda Item 8 Sherry Derdak, President, San Antonio Feral Cat Coalition. Ms Jen Burgess will be attending in Ms Derdak's place and will discuss what is available from their organization to assist with managing our feral cat community. She spoke on their Trap, Neuter and Return program which they support. If the city decides to use this program, they will provide help getting it started. She spoke on the problems with feral cats.

Agenda Item 9 Discuss and consider adopting a contract between the City of Sandy Oaks, Texas and Waterwood Park Property Owners Association (WPPOA) for the use of the Waterwood Clubhouse to conduct regular and special city council meetings, hearings and workshops and municipal court. Alderman Gay worked on the agreement for the city and presented it to the council for approval, he conducted this portion of the meeting because of Mayor Clement's association with the WPPOA. There was a discussion held on the proper mailing address to be used. Mayor Clement said the WPPOA was using 4451 Hickory Haven. The city attorney went over the agreement for everyone. Alderman Gay made a motion to enter into the agreement with the WPPOA for use of the Clubhouse, with the address correction. Alderman Tomassini seconded. Vote for was 4-0.

The city attorney arrived and we went back to the agenda item on hold for his arrival. **Agenda Item 5b** February 12 meeting item 12: Discuss additional Franchise Fees available/collectable by the city and refer application process to the city attorney. It was discussed at the last meeting to look into franchise fees from SAWS and Centerpoint Energy and also solid waste collection. Alderman Gay said he thought we should have a public hearing before looking into solid waste collection. Alderman Gay said he would put out RFQs, to be due by the next meeting. He also said he spoke with Centerpoint Energy and they said any franchise fees paid would be added to the resident's current billing. No action taken

Agenda Item 10 Amend or replace as necessary Resolution 2014-1 naming Wilson County News as the official newspaper of record for publishing notices as required by law or ordinance. The city attorney presented the new resolution for the council. Alderman Tremblay made a motion to accept the new resolution. Alderman Gay seconded. Vote for was 4-0.

Agenda Item 11 Discuss and consider a resolution to include the Budget Report for the City of Sandy Oaks, Texas on the agenda for each monthly regular scheduled city council meeting. The Budget report will begin being place on the agenda the month following the approval of this resolution. The Budget report will include the starting balance for the previous month, expenses for the previous month, expenses paid the previous month, receipt of any monies the previous month, all deferred payments, accrued expenses the previous month and the ending balance for the previous month. The city attorney suggested that it should be added to our ordinance pertaining to the agenda, 2014-2. Alderwoman Ball made a motion to accept the amended Ordinance 2014-2, to add the budget report as a required item on the agenda for regular meetings. Alderman Tomasini seconded. Vote for was 4-0.

Agenda Item 12. Discuss and consider a resolution to require any one providing services to the City of Sandy Oaks, Texas to submit their bills to the city on a monthly basis for services provided the previous month. This does not prevent the city and the person providing the services from entering into an agreement to defer the payment for the services to a later date. It was questioned if this should be a resolution and the city attorney said it would just be a policy of the city in doing business allowing for negotiation when needed and approved by council. A purchasing policy needs to be approved. Alderman Tomasini said he would look into getting examples of other cities policies to present to the council. Alderman Tremblay made a motion to put this item on the next meeting with updates from Alderman Tomasini. Alderman Gay seconded. Vote for was 4-0.

Agenda Item 13 Discuss and consider issuing a permit to build two, 4 apartment units in the location that was previously considered for an auto repair facility. Mr. Hector Guajardo, owner, requests time to make his presentation to the City Council. Mr. Guajardo said the address of the property was 3700 Waterwood Pass and showed the council his plans. A discussion was held with Mr. Guajardo about the details of his plans including septic system, easements and parking. A question came up about sprinkler systems which he said he had no plans of installing. Alderwoman Ball said we should go by Bexar County code since the city has no code at this time. The city attorney said we should look into contracting with an engineer for this project. Alderwoman Ball made a motion to authorize the mayor to contract with an engineer to review the plans in consideration of issuing a permit. Alderman Gay seconded. Vote for was 4-0.

Agenda Item 14 Discuss and consider a request from Keller Custom Signs, Mr. Steve Grothues, representing Mr. Rafik Momin, owner of the Valero Convenience Store to erect a 50-60 foot high pedestal on the Valero property. This sign would give greater visibility to the presence of the facility. Both men were unavailable for the meeting but sent pictures of the sign they are requesting. It has been approved by Valero. He is requesting a 60 foot sign to be visible on IH37. There was a question on the placement. Alderman Tremblay made a motion to approve the request. Alderwoman Ball seconded. . Vote for was 4-0.

Alderman Tremblay made a motion to move Agenda Items 15 and 16 to the next regular meeting as "Unfinished Business" since we would have to recuse the mayor and with Alderman Ortega out, there would be no one to be a tie- breaker. Alderman Gay seconded. Vote for 4-0.

Consent Agenda 17: 17a. Minutes of special meeting, March 14, 2015. 17b. Minutes of Special meeting, March 21, 2015. These items will be approved without discussion. If not, they will be treated as individual agenda items. Alderwoman Ball pulled 17a item 5c and requested it be amended to read "effective upon publication." Alderwoman Ball made a motion to accept the minutes from March 14, 2015 as amended. Alderman Gay seconded. Vote for was 4-0. Alderman Gay made a motion to accept the minutes of March 21, 2015. Alderman Tremblay seconded. Vote for was 4-0.

Alderman Gay made a motion to adjourn at 9:30 p.m. Seconded by Alderwoman Ball.

Attest Charlotte Rabe

City Clerk

Charlotte Rabe

PASSED AND APPROVED ON THIS 14th DAY OF May, 2015

J H Clement James H. Clement, Mayor