

The City of Balcones Heights  
Regular City Council Meeting  
3300 Hillcrest Drive  
Balcones Heights, Texas 78201

**MINUTES**

DATE: May 21, 2007

TIME: 5:30 p.m.

Members Present: Jim Craven                      Bennie Cass                      Suzanne de Leon (5:31p.m.)  
Steve Walker                      Lamar Gillian                      Bill Johnson

Members Absent: none

Staff Present: Sean Pate                      Delia Flores                      Ben Hoeffner  
Steve Pena (for Frank Garza)

Others Present: Noel Valdez                      Jack Burton

**CALL TO ORDER AND RECORDING OF QUORUM**

Quorum present.

**INVOCATION AND PLEDGES OF ALLEGIANCE TO THE U. S. A AND TEXAS  
FLAGS**

Councilman Bennie Cass gave the invocation and led pledges.

**CITIZENS TO BE HEARD:**

Jack Burton, resident of Balcones Heights came up to speak regarding the fence separating his property and the city's property.

**ACTION ITEMS:**

1. City Council Members declared elected to office will take their Oath of Office and receive a Certificate of Election.

Mayor Craven gave the oath of office to the newly elected city officials.

2. Consideration and **ACTION** to adopt a resolution authorizing the creation of the City of Balcones Heights Texas Cultural Education Finance Corporation. (Pate).

Noel Valdez, from the law firm of McCall, Parkhurst & Horton addressed council in reference to this item.

*TAPE RECORDING NOT COMPLETE, ONE SIDE OF TAPE IS BLANK: Meeting not recorded from the middle of Item 2 through Item 6.*

MOTION: Motion was made by Councilwoman Susanne de Leon in favor of the creation of the Balcones Heights Texas Cultural Education Finance Corporation.

Motion by: Suzanne de Leon                      Second: Bill Johnson                      3/2/0    PASSED

No votes were made by: Bennie Cass and Lamar Gillian

MOTION: Motion was made by Councilman Lamar Gillian to accept recommendation and nominations for a 3 member board: Susanne de Leon, Mayor Jim Craven, and Lamar Gillian and for a committee of: Wayne Kipp, Lorenzo Nastasi, and Pamela Hodges.

Motion by: Lamar Gillian                      Second: Bennie Cass                      5/0/0    PASSED

3. Discussion and possible **ACTION** to install portable toilets at Novak Park. (Gillian)

MOTION: To put one portable potty for 5 months of the year (May – September) at Novak Park.

Motion by: Lamar Gillian    Second: Bill Johnson                      Motion amended

MOTION: To put one portable potty for 5 months of the year (May-September), anchor down and for Administrator, Sean Pate, to look into the agreement on how often serviced.

Motion by: Lamar Gillian    Second: Charles Matthies    5/0/0                      PASSED

4. Discussion and possible **ACTION** to amend City Code of Ordinance Section 152.30: Landscaping within Right-of-Way. (Gillian)

No Action.

5. Discussion and possible **ACTION** to change membership of EMS committee to avoid more than two council members on the current EMS committee. (Gillian)

MOTION: To accept Suzanne de Leon's resignation from the EMS committee.

Motion by: Bill Johnson                      Second: Charles Matthies    5/0/0    PASSED

**DISCUSSION ITEMS:**

6. Discussion regarding contractors and holding them responsible for damage of city property. (Johnson)

Councilman Bill Johnson stated his concerns regarding property damaged by contractors.

City Council went into closed door executive session at 6:29 p.m.

**EXECUTIVE SESSION:**

7. Discussion pursuant to Section 551.071 (Consultation with Attorney) regarding city contract for space A-18 at Crossroads Mall.
8. Discussion pursuant to Section 551.072 (Deliberations about Real Property) regarding sale of 111 Altgelt Ave. (Fire Station)
9. Discussion pursuant to Section 551.071 (Consultation with Attorney) regarding the Balcones Heights Police Officers Association contract.
10. Consideration and **ACTION** on items discussed in Executive Session.

Open session reconvened at 7:31 p.m.

Action on Item # 7:

MOTION: I'd like to make a motion that we establish the date of September 30, 2007 to end our agreement with the mall.

Motion by: Bill Johnson      Second: Suzanne de Leon      5/0/0    PASSED

Action on Item # 8:

MOTION: I'd like to make a motion that we notify the legal council for Grady's, Louis Wenzel, that our tentative date to be in our new firehouse is July 2009 to assist him in his actions that he needs to care for.

Motion by: Lamar Gillian      Second: Bill Johnson      5/0/0    PASSED

Action on Item #9

MOTION: I'd like to make a recommendation or a motion that we appoint as committee members: committee chair Sean Pate, myself as a committee member (Lamar Gillian), Mr. Matthies as a committee member, and advisors to the committee being the City Attorney and the City Financial Officer (Committee is to enter negotiations on behalf of the city with the association).

Motion by: Lamar Gillian      Second: Suzanne de Leon      5/0/0    PASSED

**ADJOURNMENT:**

Meeting adjourned at 7:34 p.m.

**City of Balcones Heights, Texas**

By: \_\_\_\_\_  
Delia Flores, City Secretary, TRMC

Approved by City Council on June 11, 2007