

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

**MINUTES**

DATE: May 10, 2010

TIME: 6:00 p.m.

Members Present: Suzanne de Leon (Mayor) Charles Matthies (Mayor Pro Tem)  
Miguel Valverde Linda Pohl  
Lamar Gillian Bennie Cass

Members Absent: none

**SIGN IN SHEET:** Roger Lawhead Rob Killen Patrick Mayo  
Trey Jacobson Gary Martin Ken Martin  
Rod Rashid Madeline Slay Norman Cates  
Sally Cates

**CALL TO ORDER AND RECORDING OF QUORUM**

Meeting was called to order and quorum was present.

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

Councilwoman Pohl led pledges and gave the invocation.

**CITIZENS TO BE HEARD:**

Edna Moellering – A resident of Balcones Heights speaking in reference to brush pick-up.

Charles White – A resident of Balcones Heights speaking in reference to brush pick up, contract for waste, and grants.

Rudy Perez – A resident of Balcones Heights came to speak as a witness for Charles White.

**1. PRESENTATIONS and REPORTS:**

- a. Convention & Visitors Bureau Report, including Norris Conference Center updates. (Nastasi)

Director, Visitor Initiatives went over highlights of report.

- b. Redevelopment Task Force Committee up-date. (Nastasi).

Director, Visitor Initiatives went over highlights of report.

c. Police Department Productivity Report. (Dominguez)

Police Chief Dominguez gave his activity and log sheet report for police department and photo enforcement.

d. Development Services Coordinator Progress Report. (Cardenas)

Development Services Coordinator went over report and informed council of a new software program that will be implemented that will allow anyone with a login to track permits, code compliance, and inspections.

e. Capt. Larry Mosqueda and Firefighter Albert Paez from the Balcones Heights Fire Department will present the Vial of Life program.

Fire Chief Prince introduced Capt. Larry Mosqueda and Firefighter Albert Paez who partnered with the Vial of Life Program for Balcones Heights in an effort to enhance the services provided to the citizens.

f. Presentation on workshop featuring programs offered by Alamo Area Council of Governments. (Griffin)

Finance Director informed council of programs available for Balcones Heights citizens and a meeting scheduled to make them aware.

**2. CONSENT AGENDA ITEMS:**

- a. Approval of minutes for regular meeting of April 12, 2010.
- b. Approval of April 2010 check register.
- c. Approval of Financial Report for month of April 2010.

MOTION: I make a motion we approve these in their entirety.

Motion: Councilman Gillian      Second: Councilman Cass      5/0/0 PASSED

**BOARD AND COMMISSION APPOINTMENTS:**

3. Consideration and **ACTION** regarding appointments to the Redevelopment Task Force (RTF).

Recommendation: Denise Bush, General Manager, Wonderland of the Americas and Helen Butler-Nicholson, Managing Partner, Jack Nicholson and Associates

MOTION: I make a motion for nomination of Denise Bush and Helen Butler-Nicholson to the RTF committee.

Motion by: Councilman Gillian      Second: Councilwoman Pohl      5/0/0 PASSED

**PUBLIC HEARINGS:**

4. City Council will conduct a **PUBLIC HEARING** regarding a Special Use Permit for an approximate 10,000 square feet of property located at 100 Crossroads Blvd., Balcones Heights, Texas for use as a Wholesale Distribution Facility.

Item 7 was addressed before public hearing.

Public Hearing opened at 6:45 p.m.

Attorney Rob Killen came up on behalf of the owner and operator of shopping center located at 100 Crossroads Blvd.

Rob Rashid of wholesale store came up to speak and explain the type of business and operation wanting to come in to the city.

Chuck Siegel – Realtor came up to speak on behalf of owner of 100 Crossroads Blvd.

Madeline Slay – Balcones Heights resident, business owner, and Chairman of Planning and Zoning, Madeline Slay came up to speak as a private citizen against granting the special use permit.

Public Hearing closed at 7:14 p.m.

**ACTION ITEMS:**

5. Council will consider and take **ACTION** to approve/disapprove Planning and Zoning Commission's recommendation regarding the application for a Special Use Permit at 100 Crossroads Blvd.

MOTION: I make a motion to recommend that we not grant the SUP.

Motion by: Councilman Gillian      Second: Councilwoman Pohl      5/0/0      PASSED

6. Council will consider and may take **ACTION** on a professional service contract between the City of Balcones Heights and Drenner/Golden.

Lorenzo Nastasi came to introduce topic on behalf of the Redevelopment Task Force. Trey Jacobson also came up to answer any questions.

Directive by Councilman Gillian: For financial staff and City Administrator to come back to council with a recommendation on how we are to finance phase one, two, and three of this contract.

MOTION: I make a motion to table for next month.

Motion by: Councilman Matthies      Second: Councilman Cass      5/0/0      PASSED

7. Consideration and **ACTION** for TML Region 7 fall meeting to be held in Balcones Heights in September 2010. (Mayor, Art Reyna)

Item 7 was addressed before Public Hearing.

Councilman Reyna with the City of Leon Valley and President of TML Region 7 came to speak of the future fall TML Region 7 meeting that Balcones Heights Mayor and City Administrator volunteered to host.

MOTION: I make a motion that we accept their invitation to host a TML meeting.

Motion by: Councilman Cass      Second: Councilwoman Pohl      5/0/0    PASSED

8. Consideration and **ACTION** to extend scope of work with Slay Engineering for services. (Pate)

Mike Slay and Roger Lawhead of Slay Engineering came up to answer any questions regarding agreement.

MOTION: I make a motion we approve.

Motion by:    Councilman Matthies      Second: Councilman Valverde    5/0/0    PASSED

9. Council will consider and may take **ACTION** on an ordinance regulating construction site storm water. (Cardenas, Pate)

City Administrator and Development Services Coordinator came up to explain the need for this ordinance.

Staff recommendation was to approve due to requirement.

MOTION: So moved.

Motion by: Councilman Gillian      Second: Councilwoman Pohl      5/0/0    PASSED

10. Consideration and **ACTION** regarding request for proposal for banking services. (Griffin)

Requirement to go out for bids every five years. Staff recommendation was to approve.

MOTION: So moved.

Motion by: Councilman Gillian      Second: Councilwoman Pohl      5/0/0    PASSED

11. Consideration and **ACTION** for approval to assign Police Officer Joey Sepulveda for the DEA appointment. (Dominguez)

Police Chief Dominguez and Police Officer Sepulveda came up to give council information regarding this DEA appointment.

MOTION: I would like to make a motion that we allow this agreement to go through and let Joey further himself.

Motion by: Councilwoman Pohl Second: Councilman Valverde 5/0/0 PASSED

12. Consideration and **ACTION** to identify the city's Balcones Heights Police Officers Association (BHPOA) negotiation team. (Pate)

Recommendation for negotiation team: Councilman Gillian, Councilman Valverde, City Attorney Frank Garza, and City Administrator Sean Pate.

MOTION: I make a motion for Mr. Gillian, Mr. Valverde, Mr. Garza, and Mr. Pate.

Motion by: Councilwoman Pohl Second: Councilman Matthies 5/0/0 PASSED

13. Consideration and **ACTION** for approval on fire station foundation and plumbing repairs. (Prince)

Fire Chief Philip Prince came up and gave an update on the fire station and bids he received for repairs.

MOTION: I make a motion we approve this contract.

Motion by: Councilman Gillian Second: Councilman Valverde 4/1/0 PASSED

Nay vote: Councilman Gillian

Recommendation was made that this not impact Capital Improvement Fund or General Contingency Fund.

**DISCUSSION:**

14. Discussion regarding CPS Franchise Agreement . (Pate)

City Administrator gave council an update on CPS franchise agreement and informed them it will expire in June 2010.

**EXECUTIVE SESSION:**

**RE-CONVENE IN OPEN SESSION:**

**ADJOURNMENT:**

Council meeting adjourned at 8:34 p.m.

**Submitted by:**

**Delia Flores  
City Secretary, TRMC**

**Minutes approved by City Council: June 14, 2010**