

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

MINUTES

DATE: December 15, 2014

TIME: 6:00 p.m.

Members Present:	Suzanne de Leon (Mayor)	Jack Burton (Mayor Pro Tem)
	Lamar Gillian	Charles White
	Madeline Slay (6:02 p.m.)	Linda Pohl

Members Absent:

Sign in Sheet:	James Gardon	Bennie Cass	Bill Johnson
	Ray Mackey	Jose Gonzalez	J. Sepulveda
	Gerald Inloes	Otto G. Moellering III	

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

Councilman Gillian gave the invocation and led pledges.

PUBLIC COMMENT PERIOD

Bill Johnson a resident of the city came up to state his concern with gravel still being mentioned in our code as an acceptable form of material for driveways.

1. PRESENTATIONS and REPORTS:

- a. Community Initiatives Department Report – November 2014 (Nastasi)

Mr. Nastasi came up and gave highlights of his report.

Mrs. Claus came in and announced Blue Marshall event.

- b. Police Department Report – November 2014 (Pena)

Chief Pena gave highlights of her report.

- c. Recognition – National Night Out and Haunted House (Pena)

Certificates of Appreciation were given to Jerry Emos and Officer Joey Sepulveda.

- d. Fire Department Report – November 2014 (Ward)

Chief Ward came up and gave highlights of his report. He informed council that there was a structure fire but was contained to the one unit.

e. Community Development Report and Code Compliance Update – November 2014 (Hoyl)
Ms. Hoyl gave highlights of her report and informed council that the bids for the Hannasch project deadline is January 15, 2014. Traffic flasher signals will be installed during the Christmas holidays. Planning and Zoning will resume next month.

f. Finance Update (Messick)

No report was given.

2. CONSENT AGENDA ITEMS:

- a. Approval of minutes for Regular Meeting of November 17, 2014
- b. Approval of Financial Report for month of November 2014

MOTION: Motion to approve in its entirety.

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

BOARD AND COMMISSION APPOINTMENTS - None

PUBLIC HEARINGS - None

BUSINESS ITEMS:

3. Consideration and **ACTION** adopting a Memorandum of Understanding (MOU) between VIA Metropolitan Transit and the City of Balcones Heights. (Harris)

Walter Serna came up and gave an update and stated that VIA is requesting that this item be postponed to next month's meeting. Councilman White asked for an explanation of a Memorandum of Understanding.

MOTION: I make a motion to postpone to the next regular council meeting.

Motion by: Councilwoman Slay Second: Councilman Gillian 5/0/0 Passed

4. Consideration and **ACTION** to adopt an ordinance requiring that electric gates to gated communities, commercial properties, and multi-unit housing projects be equipped with siren-activated devices for emergency vehicle access. (Ward/Pena)

Fire Chief Ward came up and gave an explanation for the need and cost of this item.

MOTION: I make a motion to approve.

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

5. Update on grant from the Criminal Justice Division and **ACTION** to adopt a Resolution to amend the grantee's authorized official. (Pena/Pineda)

MOTION: So moved. (to approve resolution)

Motion by: Councilwoman Slay Second: Councilman Burton 5/0/0 PASSED

6. Consideration and **ACTION** to amend Ordinance 2014-10 on rental of Rogiers Park Pavilion. (Burton)

MOTION: I make a motion to approve.

Motion by: Councilman White Second: Councilman Burton

City Administrator asked that Ray Mackey come up and stated that a deposit would not make a difference because the park is open to the public.

Councilman White made a motion to amend that a cell phone picture would be adequate for leaving property clean. Motion failed for lack of a second. Original motion was withdrawn.

7. Consideration and **ACTION** to adopt an ordinance prohibiting cell phone use while operating a motor vehicle. (Garza/Burton/Gillian)

MOTION: I make a motion to deny ordinance.

Motion by: Councilwoman Slay Second: Councilman Pohl 3/2/0 PASSED

Nay vote: Councilman Burton and Councilman Gillian Ordinance not approved

8. Discussion and possible **ACTION** regarding the use of the former Community Center as a Public Works Facility and adopt ordinance repealing Sections 96.10 to 96.15 of the City Code Book of Ordinances. (Mayor)

Ray Mackey from Public Works came up to request that 107 Glenarm be used as a Public Works Facility.

Bill Johnson a resident of Balcones Heights came up to speak on this issue.

MOTION: Motion to approve the ordinance to repeal Sections 96.10 to 96.15.

Motion by: Councilman Burton Second: Councilman Pohl 5/0/0 PASSED

9. Consideration and **ACTION** to adopt an ordinance designating the official newspaper of the City of Balcones Heights. (Harris)

City Administrator made recommendation to designate the Daily Commercial Recorder as the official newspaper with the San Antonio Express-News as the alternate.

MOTION: Motion to approve.

Motion by: Councilman Gillian Second: Councilman Burton 5/0/0 PASSED

10. Discussion regarding allowing councilmembers inviting guests to offer the invocation and pledges of allegiance. (Mayor)

There was discussion in reference to give the council the opportunity to invite others to give the invocation in their place.

No action was taken.

11. Consideration and **ACTION** to adopt a resolution renewing the Interlocal Agreement with Texas Department of Transportation to assist with Scofflaw for outstanding violations. (Messick)

Mr. Messick came up to address this item.

MOTION: Motion to approve.

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

ANNOUNCEMENTS AND REQUESTS:

12. Announcements by City Administrator

- Citizen Kudos – An email was received with positive feedback on Mayor for a Day
- Recognition of City employee actions
- New Departmental Initiatives

13. Requests by Mayor and Council Members for items to be placed on a future City Council agenda.

Councilwoman Pohl was requesting that reports be given in packet and not necessarily have the Department Heads present to give highlights.

14. Announcements by Mayor and Council Members.

- City and community events attended and to be attended
- City Council Committee and Liaison Assignments – Councilwoman Slay recognized Rita Hoyl, Director of Community Development
- Continuing education events attended and to be attended – City Administrator and Finance Director attend a class.
- Recognition of actions by City employees – AACOG meeting for grants attended by Reserve Officer Joseph Pineda
- Recognition of actions by community volunteers

EXECUTIVE SESSION: 8:13 p.m.

15. Discussion pursuant to § 551.074 (Personnel Matters) of the Texas Government Code regarding the position of City Administrator, Director of Administrative Services, Chief of Police, and Fire Chief.

16. Discussion pursuant to § 551.086 of the Texas Government Code (Economic Development) regarding update from consultant Walter Serna on economic development opportunities.

RE-CONVENE IN OPEN SESSION: 9:05 p.m.

17. Council may take **ACTION** in open session on Items discussed in Executive Session.

Item # 16 was not discussed in executive session and there was no further action taken.

ADJOURNMENT:

9:05 p.m.

Submitted by:

**DELIA FLORES, TRMC
City Secretary**

Minutes approved by City Council on January 26, 2015.