

**Written Minutes for the
Regular City Council Meeting
Held on August 18, 2022
7:00 PM
Elmendorf City Hall
8304 FM 327
Elmendorf, TX 78112**

 **ORIGINAL**

At any time during the City Council Meeting, the City Council may meet in executive session for consultation concerning attorney-client matters (real estate, litigation, contracts, personnel, and security).

I. City Council will convene for a Regular Meeting at the Elmendorf City Hall at 7:00 pm August 18, 2022.

Call to Order			
	The meeting is called to order at	7:00 PM	by Mayor Michael Gonzales.
Pledge of Allegiance			
Invocation			By Chaplain James Stirnemann.
Roll Call			
Mayor	Michael J. Gonzales		Present
Councilmember Place 1	Tracy Riojas		Absent
Councilmember Place 2	Tommy Hicks		Present
Councilmember Place 3	George Dziuk		Present
Councilmember Place 4	Manuel Decena		Absent
Councilmember Place 5	Linda Pena Ortiz		Present

Also, present City Administrator Cody Dailey, City Attorney Mike Guevara, City Secretary Roxanne De Leon, Chief Marco Pena, Water Supervisor Shawn Cooper, Court Clerk David Flores, Chaplain James Stirnemann, Lieutenant Juarez, and Officer Elizabeth Montoya.

Citizens Participation

No citizens for participation.

II. Mayor and City Council Comments

Councilmember Hicks	Hopes everyone is healthy and doing well.
Councilmember Dziuk	Glad to see City Secretary Roxanne De Leon back.
Councilmember Ortiz	Glad to see Roxanne back as well. There was a circus at the City Park this past week but she was not able to attend.

III. General Business – Consent Agenda

1. Approval of the city council meeting minutes for July 21, 2022.
2. Approval of the previous month's bills paid and financial reports.

Councilmember Hicks motions to approve the General Business – Consent Agenda. Councilmember Ortiz seconds and a vote is called.

Yay	Nay	Abstain
Councilmember Hicks		
Councilmember Dziuk		
Councilmember Ortiz		

The motion to approve the General Business – Consent Agenda is passed on a unanimous vote with all three (3) councilmembers in favor.

IV. Public Hearing

3. Conduct Public Hearing regarding the designation of a geographic area within the city as a reinvestment zone pursuant to Chapter 311 of the Texas Tax Code, to be known as Reinvestment Zone Number Four, City of Elmendorf.

Public Hearing opens at 7:02 pm.

No comments.

Public Hearing adjourns at 7:03 pm.

V. General Business – Individual Consideration

4. Discuss and possible action regarding the selection of the names of people contributing to the City of Elmendorf and recommending potential street names in their honor in the Hickory Ridge subdivision.

City Administrator Cody Dailey provides potential street names to consider for a future plat. The first original councilmembers in 1963 are to be considered along with Felix Guerra, Simon Tarin, Dario Guerra, Thomas Shotts, Robert Adair, Sam Peña, Victor Cadena, Martin David, and Cody Dailey. Councilmember Hicks would like to see Bucky Ball's name added to the list of names for consideration. Felix Guerra, present for this meeting, wouldn't mind being considered for the City Park being named after him instead.

Councilmember Dziuk motions to approve the names presented; adding Richard Ball and consider naming the City Park after Felix Guerra at the next city council meeting. Councilmember Hicks seconds and a vote is called.

Yay	Nay	Abstain
Councilmember Hicks		
Councilmember Dziuk		
Councilmember Ortiz		

The motion to approve the names presented; adding Richard Ball and consider naming the City Park after Felix Guerra at the next city council meeting is passed on a unanimous vote with all three (3) councilmembers in favor.

5. Discuss and possible action regarding Ordinance 8-18-2022-1, amending Chapter 34 – Traffic and Vehicles by adding Article VI.-Speed limits; setting the speed limit inside the Homewood Place subdivision as 25 mile per hour; providing an effective date.

No action taken.

6. Discuss and possible action regarding Resolution 8-18-2022-1R, allowing for connection to the City of Elmendorf Water System for properties that are outside of the City's Certificate of Convenience and Necessity when such properties would receive water from the City Water Production Facility.

Councilmember Hicks motions to approve Resolution 8-18-2022-1R, allowing for connection to the City of Elmendorf Water System for properties that are outside of the City's Certificate of Convenience and Necessity when such properties would receive water from the City Water Production Facility. Councilmember Ortiz seconds and a vote is called.

Yay	Nay	Abstain
Councilmember Hicks		
Councilmember Dziuk		
Councilmember Ortiz		

The motion to approve Resolution 8-18-2022-1R, allowing for connection to the City of Elmendorf Water System for properties that are outside of the City's Certificate of Convenience and Necessity when such properties would receive water from the City Water Production Facility is passed on a unanimous vote with all three (3) councilmembers in favor.

7. Discuss and possible action regarding Resolution 8-18-2022-2R, approving and adopting the City of Elmendorf Personnel Policy Manual.

Councilmember Ortiz motions to approve Resolution 8-18-2022-2R, approving and adopting the City of Elmendorf Personnel Policy Manual. Councilmembers Hicks seconds and a vote is called.

Yay	Nay	Abstain
Councilmember Hicks		
Councilmember Dziuk		
Councilmember Ortiz		

The motion to approve Resolution 8-18-2022-2R, approving and adopting the City of Elmendorf Personnel Policy Manual is passed on a unanimous vote with all three (3) councilmembers in favor.

8. Discuss and possible action regarding Ordinance 8-18-2022-2, amending the fiscal year 2021-2022 official budget, adopted by Ordinance No. 9-16-2021-1, providing a cumulative clause; providing a severability clause; and providing an effective date.

The biggest amendment for the year is to pay out the SAWS account due to the water project not completing in time. The city has spent significantly more for water that anticipated. The next expense amendment is for pipes and material. There has been an increase in main breaks, droughts, and accommodating the growth with new homes being built.

Councilmember Hicks motions to approve Ordinance 8-18-2022-2, amending the fiscal year 2021-2022 official budget, adopted by Ordinance No. 9-16-2021-1, providing a cumulative clause; providing a severability clause; and providing an effective date. Councilmember Dziuk seconds and a vote is called.

Yay	Nay	Abstain
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Councilmember Hicks		
Councilmember Dziuk		
Councilmember Ortiz		

The motion to approve Ordinance 8-18-2022-2, amending the fiscal year 2021-2022 official budget, adopted by Ordinance No. 9-16-2021-1, providing a cumulative clause; providing a severability clause; and providing an effective date is passed on a unanimous vote with all three (3) councilmembers in favor.

9. Discuss and possible action regarding Ordinance 8-18-2022-3, designating a geographic area within the City as a reinvestment zone pursuant to Chapter 311 of the Texas Tax Code, to be known as Reinvestment Zone Number Four, City of Elmendorf; describing the boundaries of the Zone; creating a Board of Directors for the Zone; providing that the Zone take effect immediately upon passage of the Ordinance; providing a severability clause; and providing an effective date.

Councilmember Hicks motions to approve Ordinance 8-18-2022-3, designating a geographic area within the City as a reinvestment zone pursuant to Chapter 311 of the Texas Tax Code, to be known as Reinvestment Zone Number Four, City of Elmendorf; describing the boundaries of the Zone; creating a Board of Directors for the Zone; providing that the Zone take effect immediately upon passage of the Ordinance; providing a severability clause; and providing an effective date. Councilmember Ortiz seconds and a vote is called.

Yay	Nay	Abstain
Councilmember Hicks		
Councilmember Dziuk		
Councilmember Ortiz		

The motion to approve Ordinance 8-18-2022-3, designating a geographic area within the City as a reinvestment zone pursuant to Chapter 311 of the Texas Tax Code, to be known as Reinvestment Zone Number Four, City of Elmendorf; describing the boundaries of the Zone; creating a Board of Directors for the Zone; providing that the Zone take effect immediately upon passage of the Ordinance; providing a severability clause; and providing an effective date is passed on a unanimous vote with all three (3) councilmembers in favor.

10. Discuss and possible action regarding appointment of the following TIRZ Number Four Board of Directors: Mayor; City Councilmember, Place 1; City Councilmember, Place 2; City Councilmember, Place 3; City Councilmember, Place 4; and City Councilmember, Place 5.

Councilmember Dziuk motions to approve the appointment of the following TIRZ Number Four Board of Directors: Mayor; City Councilmember, Place 1; City Councilmember, Place 2; City Councilmember, Place 3; City Councilmember, Place 4; and City Councilmember, Place 5. Councilmember Hicks seconds and a vote is called.

Yay	Nay	Abstain
Councilmember Hicks		
Councilmember Dziuk		
Councilmember Ortiz		

The motion to approve the appointment of the following TIRZ Number Four Board of Directors: Mayor; City Councilmember, Place 1; City Councilmember, Place 2; City Councilmember, Place 3; City Councilmember, Place 4; and City Councilmember, Place 5 is passed on a unanimous vote with all three (3) councilmembers in favor.

VI. Recess of council meeting to hold TIRZ #4 Board Meeting

Adjournment Time – 7:32 PM

VII. Reconvene council meeting

Reconvene time – 7:37 PM

11. Discuss and possible action regarding Ordinance 8-18-2022-4, approving the Final Reinvestment Zone Project Plan and Financing Plan for Reinvestment Zone Number Four, City of Elmendorf, Texas including percent of participation; approving and authorizing the Mayor to execute a TIRZ Reimbursement Agreement in connection with the development of the Zone; providing a severability clause; and providing an effective date.

Councilmember Hicks motions to approve Ordinance 8-18-2022-4, approving the Final Reinvestment Zone Project Plan and Financing Plan for Reinvestment Zone Number Four, City of Elmendorf, Texas including percent of participation; approving and authorizing the Mayor to execute a TIRZ Reimbursement Agreement in connection with the development of the Zone; providing a severability clause; and providing an effective date. Councilmember Ortiz seconds and a vote is called.

Yay	Nay	Abstain
Councilmember Hicks		
Councilmember Dziuk		
Councilmember Ortiz		

The motion to approve Ordinance 8-18-2022-4, approving the Final Reinvestment Zone Project Plan and Financing Plan for Reinvestment Zone Number Four, City of Elmendorf, Texas including percent of participation; approving and authorizing the Mayor to execute a TIRZ Reimbursement Agreement in connection with the development of the Zone; providing a severability clause; and providing an effective date is passed on a unanimous vote with all three (3) councilmembers in favor.

12. Discuss and possible action regarding Mayor's execution of the TIRZ Reimbursement Agreement approved and authorized by the Board of Directors for Reinvestment Zone Number Four, City of Elmendorf, Texas in connection with the development of Reinvestment Zone Number Four, City of Elmendorf Texas.

Councilmember Dziuk motions to approve the Mayor's execution of the TIRZ Reimbursement Agreement approved and authorized by the Board of Directors for Reinvestment Zone Number Four, City of Elmendorf, Texas in connection with the development of Reinvestment Zone Number Four, City of Elmendorf Texas with attorney signoff. Councilmember Hicks seconds and a vote is called.

Yay	Nay	Abstain
Councilmember Hicks		
Councilmember Dziuk		
Councilmember Ortiz		

The motion to approve the Mayor's execution of the TIRZ Reimbursement Agreement approved and authorized by the Board of Directors for Reinvestment Zone Number Four, City of Elmendorf, Texas in connection with the development of Reinvestment Zone Number Four, City of Elmendorf Texas with attorney signoff is passed on a unanimous vote with all three (3) councilmembers in favor.

VIII. Adjournment

Councilmember Ortiz motions to adjourn the Regular City Council Meeting. Councilmember Dziuk seconds and a vote is called.

Yay	Nay	Abstain
Councilmember Hicks		
Councilmember Dziuk		
Councilmember Ortiz		

The motion to adjourn the Regular City Council Meeting passed on a unanimous vote with all three (3) councilmembers in favor.

Regular City Council Meeting is adjourned at:


7:40 PM

The minutes were passed and approved on:

September 15, 2022



Mayor Michael Gonzales



Attest: City Secretary Roxanne De Leon

