

MINUTES OF REGULAR
CITY COUNCIL MEETING HELD
MAY 18, 2017

The City Council of Olmos Park, Texas held a regular meeting on May 18, 2017 commencing at 6:00 p.m. in the Council Chambers at City Hall. Mayor Ronald Hornberger presided and Council members present were Kenyon McDonald, Sharon Plant, Juliana Dusek and Casey Fry. Council member not present was Deb Prost. Staff present was City Manager, Celia DeLeon; City Secretary, Diane Gonzales; Fire Chief, John Surber; Police Chief Rene Valenciano and Public Works Director, Gilbert DeLeon. Also present were City Attorney, Frank Garza; Dr. Kenneth Kirlin, Eagle Veterinary; Lisa Soler with Soler Sports; Pat Meier, 140 Stanford; Stacy Locke, 601 Contour; James Griffin, 606 E. Mandalay; Barry Sturrock, 210 Stanford; Kristy Pellegrino, 208 Park Lane; Justin Brady, 207 Luther and Kenneth Farrimond, 210 Park Lane.

Mayor Hornberger called the meeting to order at 6:00 p.m. and determined a quorum was present.

Administer Oath of Office to Councilwoman Juliana Dusek and Councilwoman Sharon Plant

City Secretary administered Oath of Office to re-appointed Councilwoman Dusek and Councilwoman Plant.

Appoint a member to the City Council to serve a two-year term through May 2019 and administer oath of office to newly appointed City Council member

Councilwoman Plant moved to nominate Enzo Pellegrino who was a former Council member and has extensive financial background and was an asset to our Council when he served.

Councilman Fry seconded the motion.

The vote in favor of the motion was unanimous.

City Secretary administered Oath of Office to Councilman Pellegrino.

Appoint a Mayor Pro Tem to serve through May 2018

Councilwoman Plant moved to nominate Kenyon McDonald who serves as the Mayor Pro Tem now and is willing to serve again.

Councilman Fry seconded the motion.

The vote in favor of the motion was unanimous.

Set time and date for regular City Council meetings as per City Code Section 2.1(a)

Mayor Hornberger stated the City Council meetings are every third Thursday of the month at 6:00 p.m.

Councilwoman Plant moved to keep the City Council meetings the third Thursday of the month at 6:00 p.m.

Councilman Fry seconded the motion.

The vote in favor of the motion was unanimous.

Citizens to be heard: This time is provided for citizens to address the Council on issues and concerns. No action can or will be taken on issues raised under this portion of the meeting. Please state your name and address for the record and limit your remarks to a period not to exceed three minutes.

Lisa Soler with Soler Sports stated she would like to get Council's permission to hold the Dam 09 Triathlon on August 19, 2017 and is the 17th year and encompasses Olmos Park, Alamo Heights and the City of San Antonio.

Receive and take possible action on a re-plat application by Stacy and Aimee Locke for property 307 Parklane. The properties to be re-plated are zoned single family and identified as CD 5700 Lots 17 & 18 Block 18 of Olmos Park Estates Subdivision.

City Manager Deleon stated the re-plat has already been approved by the Planning & Zoning and the City Engineer has reviewed it as well as the Building Official and the re-plat adheres to the City Codes.

Councilwoman Plant moved to allow the re-plat identified as CD 5700 Lots 17 & 18 Block 18 of Olmos Park Estates Subdivision of 307 Park Lane. The properties to be re-platted are currently zoned single family and are combining two lots.

Councilman McDonald seconded the motion.

The vote in favor of the motion was unanimous.

Receive and discuss agreement with Eagle Veterinary Hospital regarding transporting of unclaimed dogs and cats for adoption and the possibility of requesting donations from the citizens to fund this effort; take possible action

City Manager Deleon stated this agreement was going to be signed by Dr. Kirlin and he noticed it showed a 72 hour hold and requested it come back to Council for reconsideration regarding attachment A of the contract.

Dr. Kirlin stated he was hoping to keep the hold at the 14 days because the animal has to be held for 72 hours and he can't do anything with it during that time and then after the 72 hours the animal becomes the property of Olmos Park. He stated when he has an animal that comes in he is scanning them to see if it belongs to anybody and if there is no microchip then he immediately contacts his adoption group in Seattle and if he finds the owner within those first 3 days then he would not move them. He stated he has to coordinate with the adoption group with the vaccines that the animals has and the testing that has been done and wants to move them to Seattle as fast as possible but the adoption group has to coordinate the airlines and their availability.

Councilwoman Plant stated this item was brought up because our fees were so high and a lot of these pets were not Olmos Park pets. If the pet is adopted, then the City should be reimbursed the 14 days for \$20.00. She stated she did not have a chance to talk to the person up in Seattle about the reimbursement. Who is giving the vaccinations?

Dr. Kirlin stated he was the one doing the vaccines, Seattle sometimes does the spay and neuters.

Councilwoman Plant stated Alamo Heights has a paid position for animal control and Shavano Park has a group of volunteers that do it for them within the City and she stated we need to add this to our ordinance and to communicate to the residents that animals that are picked up on the weekend is their responsibility until Monday and could use Next-door Neighbor to post the found animal.

Mayor Hornberger asked is this something that needs to be in the ordinance or adopt as a policy?

Frank Garza stated you can adopt that as a policy.

Mayor Hornberger stated Council wants to adopt a policy then we can instruct the City Manager to instruct the Police Chief.

Dr. Kirlin stated we are hoping to get the donation fund set up and right now he is paying to ship the animals up to Seattle as they need animals up there to adopt out.

Councilwoman Plant stated she would like the City Manager to reach out to Karen in Seattle and get more information.

Councilman Pellegrino asked what is the annual expense that we pay?

City Manager Deleon stated \$9,000 and last year we went over that.

Councilman Fry asked what is the cost to transport an animal?

Dr. Kirlin stated approximately \$350.00.

Councilwoman Plant stated Karen (adoption group) has a discounted rate with the airline because of the adoption and if somebody can't take a pet for a week or two she actually kept the animal at her home.

City Manager Deleon stated this year the fee has been low because we have not had any animals.

Councilwoman Duesk asked do we have the numbers of how many days the dogs actually have stayed in the past?

City Manager Deleon stated there are very few that stay less than 14 days as she approves the billing and she has not received a bill in a while because Dr. Kirlin is saving his receipts for the transporting of the animals and eventually he will be reimbursed from the donation project.

Dr. Kirlin stated his outstanding balance is about \$3,000 right now.

City Manager Deleon stated we have spent this fiscal year \$2,200 on veterinary support.

Councilwoman Plant stated once the Police drop off the dog we have not known in the past what happens to the dog, does it stay there or does it get adopted.

Dr. Kirlin stated about 50% of the dogs come in on the weekends.

Frank Garza stated the majority of the Cities he knows have in their contract 10 days.

Councilwoman Plant stated can we compromise and move it to 12 days until we can hear from Karen in Seattle and direct the City Manager to draw up a policy to be approved at the next meeting and that the adoptive parents are willing to pay the fees and the City is reimbursed.

Councilman Fry asked does it make sense that our Police are in charge of picking up the stray dogs as opposed to the Fire Department?

Police Chief Valenciano stated his understanding in the next legislative there will be a mandate and strict rules coming up on transporting animals where you will not be able to transport animals in the same vehicle as you transport human beings.

Frank Garza stated most of his Cities use Public Works vehicles to transport animals and they have to be tied down or caged in the back.

Dr. Kirilin stated if it stays at 3 days he can't afford to do this.

Councilman Fry moved to amend the agreement between the City of Olmos Park and Eagle Veterinary Hospital under attachment A to reflect a \$20 per day hold period for up to 12 days rather than 3 days as it currently states for the receiving, sheltering, feeding and otherwise attending and observing animals collected in the City.

Councilman Pellegrino seconded the motion.

Councilwoman Plant stated she would like to request to amend the motion and the 12 days \$20 per day is to attempt to re-coop from the individual or agency who is adopting the animal in the remote City.

Councilman Fry seconded the motion.

The vote in favor of the motion was unanimous.

The vote in favor of the motion as amended was unanimous.

Discuss possible revisions to the City Code, Chapter 6 Animals of the code of ordinances to require the spay/neuter and microchipping of dogs and cats; take possible action

No action taken.

Receive report and recommendations from joint EDC and P&Z workshop meeting; take possible action including the possibility of giving instruction to P&Z for ordinances to further any such recommendations

Mayor Hornberger stated he requested this item wording so Council could have a full report from the EDC and P&Z that would include all suggestions for possible ordinances that Council might want to consider directing P&Z to consider for the McCullough Corridor.

Barry Sturrock stated the purpose of the joint workshop was to view the study that was done by Codeametrics and establish some goals which are to create more cohesiveness, approve aesthetics, manage parking, accommodate walking, biking and increase economic viability. The workshop group discussed the following topics:

Districts:

The recommendation is to define multiple districts along the corridor: not just one commercial district, but several nodes or segments. Each new district accommodates a different set of uses, so that a small shopping district can be maintained at the circle and at the gateways to the corridor, with office uses in between. The gateways (CC2) allow more auto-oriented uses, while the circle district (CC1) can focus on retail and restaurant uses.

Consensus of the group was to not utilize a district approach but to use the entire McCullough corridor as a "Main Street" district and to reinforce the existing business district that we currently have.

Parking:

In order to meet the goals defined, parking should be managed to allow for space for landscaping and walking, while still recognizing the need for easy access to parking. The recommendations report discusses multiple ways to handle parking and provides some guidance for how to move parking around to create a more cohesive, continuous streetscape (that could make walking and biking more comfortable).

Consensus of the group was to utilize parking schemes as outlined in the study with the exception of the Boulevard frontage with parking as the group did not feel that this would be possible to implement in the McCullough corridor.

Building design:

By regulating key elements of the street-facing building facades, the quality of the buildings can be managed, contributing to the streetscape and aesthetics of the corridor.

Consensus of the group was to explore developing building standards which could consist of building forms, building materials and a color palette that would create a more cohesive street front architecture. Building setbacks were also discussed and the group was in consensus that the current building set back lines were appropriate.

Other components:

Landscaping is key to the appeal of the corridor and could include both streetscape and minimum parking lot landscape. Also, how the code is administered is important. Developers tend to like very predictable approval process, so if the code is clear and easy to read, expectations are clear. It is important to note, also, that those expectations would then be clear to everyone involved (residents, business and property owners, as well as city staff and officials).

James Griffin stated P&Z needs the direction from Council on how to move forward.

Councilwoman Plant stated if Council would agree right now while we have businesses that are being sold and construction being started to get a landscape ordinance in place right now as we have nothing.

Councilman Fry moved to give direction to P&Z to focus on the topics that were presented with the goal of there being a focus on working on a landscaping ordinance first and bring back a draft to Council.

Councilwoman Plant seconded the motion.

The vote in favor of the motion was unanimous.

Councilwoman Plant stated at the workshop one of the things that were discussed was a paint pallet to protect us and she recommended that this item be discussed second after the landscaping.

Discuss Olmos Park Police and Fire dispatch service contract; take possible action

Police Chief Valenciano gave an overview on the research and the meetings he had with the City of Alamo Heights. He stated our current contract the City of Olmos Park has an opt out option and the deadline for opting out of the dispatch contract is July 31, 2017 so we have been trying to communicate and have had meetings with the City of Alamo Heights for a reduction in the cost of dispatch services and every year it has been increasing. The last contract we have signed back in 2009 and was modeled after the EMS contract which is not feasible for a dispatch contract. He said in talking with the City of Alamo Heights they are unable to produce

a hard number until August and by August it would be too late for us to make a determination if you want another option other than using the City of Alamo Heights. This contract renews automatically every year and his main focus was to see if Alamo Heights could amend the contract and give us a discounted rate for the dispatch services. My other recommendation was to go to a 3 year contract with the City of Alamo Heights and at the end of the 3 year contract put a cap on the percentage if there was an increase at that time.

Councilman Pellegrino asked would we pay a flat rate for the 3 years?

Police Chief Valenciano stated yes we would pay yearly and right now there is no cap because Alamo Heights goes into a different budget cycle and they can't produce an exact number until August. We did get a very immature cost which would exceed \$235,000 for the 3 years and before they make any salary adjustments and this does not include any salary increases that would be included for dispatch services. He stated he asked the Alamo Heights Police Chief to reconsider or amend because part of the salary increases include for the dispatch services. He researched other Cities in Bexar County and the Bexar County Communication Center there is no cost involved as of right now and there is a chance that sometime in the near future there could be a cost. Robert Aldeman who is an Olmos Park resident oversees the Bexar County Dispatch Services. The City of Shavano Park, Hollywood Park and Hill Country Village all exclusively use Bexar County for their dispatch services.

Councilman McDonald stated Bexar County has a more efficient system and has 3 dispatchers and Alamo Heights only has 1 dispatcher.

Police Chief Valenciano stated Alamo Heights has a staffing of 10 employees for dispatching services and on several occasions they have only been running with one dispatcher and that one dispatcher covers Terrell Hills, Alamo Heights and Olmos Park for both Police and Fire so that was a primary concern for him where as Bexar County has call takers and dispatchers.

Mayor Hornberger stated the concern is that at some point Bexar County looks at their budget and looks for ways to raise money.

Police Chief Valenciano stated there has not been one incident that impeded fire, EMS or police for them not to get to their location. When Alamo Heights system goes down their back up is Bexar County.

Councilman Pellegrino asked what do you feel is the safest resource for the residents?

Police Chief Valenciano stated I don't see a severe impact if you were to transfer to Bexar County in customer service.

Fire Chief Surber stated even though that Police does not see Alamo Heights as a part of their operation but on the Fire side it is completely the opposite. The reason we could staff as few as three people over here and still have immediate fire and EMS response is to do something efficient and effectively because we have dispatch on the same channel for 3 cities. We have all 15 firefighters on duty right now listening to the same channel. In order to meet all the ISO requirements depends on a common channel and a common dispatch and if you take that away our ISO changes. How Bexar County would work is they would hit a tone that tells us Olmos Park would have a fire call so we say we are going to respond please notify Alamo Heights, then there dispatcher calls there dispatch and likewise if they have a fire we don't hear what they are doing and the lag time could be no lag time or up to 6 minutes. We also hear every

EMS call that is made and as they have less man power they may need us to cover the calls that happen for the next fire call and any fireman can say give me help right away and if we don't have the same channel and right now if you call 911 it will ring at Alamo Heights and they will dispatch it over to us. The minute an EMS call gets dispatched in Olmos Park they answer which unit is responding and we give them directions to the scene and would be a decrease in quality of service if we switch to Bexar County.

Police Chief Valenciano stated if you dial 911 on your cell phone, it will ring at the City of San Antonio then they will trace the call and know it's coming from Olmos Park so you already have a lag time. The only way it will ring at Alamo Heights is if you use a landline. The Officer on the street is going to get the call anyway, he will see it on his computer screen and the police department always gets the calls first and will arrive at the scene whether it is an EMS call, fire call or police related call. Shavano Park, Hill Country Village and Hollywood Park have not experienced any serious incidents regards to a life-saving fire and EMS.

Fire Chief Surber stated none of those cities have an automatic system with three cities tied together as closely as Alamo Heights, Olmos Park and Terrell Hills.

Mayor Hornberger asked if we change over to Bexar County how does that impact the existing three way agreement to share services for fire and police we have in place with Alamo Heights, Olmos Park and Terrell Hills?

Frank Garza stated we have a separate agreement besides dispatch and it will not impact the existing agreement. Currently the three cities are all on the radio for fire and police so when there is a fire in Olmos Park all three cities are able to respond immediately. If we use Bexar County that may not be available any longer and you will have to go through the dispatch and all three cities will not be on the same radio channel. There is a requirement as to when you have to give notice to Alamo Heights and a three month lag time as to whether or not Bexar County will even accept Olmos Park.

Police Chief Valenciano stated if you look at the call history for fire it averages 1 call per day in a year and is it cost effective to continue to go with the City of Alamo Heights when you can get the same amount of service for no fee right now. Our opt-out is July 31, 2017 and we have separate contracts, one for dispatch and one for EMS. We had a meeting with the Police Chief of Alamo Heights and the Police Chief of Terrell Hills and we discussed the current contract that we are now under that was signed by in 2009 and he asked how did they arrive at the figures we are paying and they stated they modeled it off of EMS because that was the best option they had at that time and they did not factor any other information. Chief Valenciano recommended to Alamo Heights to base the figure off of the calls for service and give Olmos Park a discount for the lack of usage on the fire side.

Fire Chief Surber stated if the police department does not gain much from the dispatch system and the fire department does then Alamo Heights has something to gain from Olmos Park being on their channel so maybe we can renegotiate some kind of agreement for just fire and EMS and the police department can transfer to Bexar County.

Councilman Fry asked what will happen if we don't reach an agreement with Alamo Heights or Bexar County?

Police Chief Valenciano stated the contract with Alamo Heights will automatically renew. Last year we paid \$82,456 for dispatch services and will probably exceed that this year. Bexar County is federal funded and they use the calls for service.

City Manager Deleon stated her opinion is to continue researching and come back next month with more information.

Mayor Hornberger asked Council's permission to appoint Councilman Fry and Councilman Pellegrino to get involved with research.

Councilman Pellegrino stated we need to meet Mr. Adelman who oversees the Bexar County Dispatch and have a conversation with him.

Councilman Fry stated he wants Alamo Heights to sell us on the benefits of their system and they need to understand we are considering transferring to Bexar County because the fee is free and they have better technology.

Mayor Hornberger stated we will have two Council people that make that point clear and the Police Chief will initiate the meetings and asked if Council has any ideas to send those to the City Manager and he will draft a letter to Alamo Heights.

Discuss the possibility of revising the City Code Section 38-20 (4)(a)(b) Sewer fund, winter averaging; take possible action

City Manager Deleon stated about a week ago Frank Garza, David Givler and herself had a telephone conference with SAWS and they requested that we bring this item to Council and David Givler's summary of the discussion was.

1. Winter averaging for non-residential customers reduces the amount of revenue that Olmos Park collects.
2. Winter averaging for non-residential customers is not in conformance with SAWS methods and creates much extra work for SAWS.

City Manager asked Council do you want us to bring back a draft revision next month?

Councilwoman Plant moved to give direction to City Manager and Frank Garza to bring back a draft version next month.

Councilman McDonald seconded the motion.

The vote in favor of the motion was unanimous.

Consent Items:

- a. Approve Cash Disbursements for April 2017;
- b. Approve City Council minutes for regular meeting for April 20, 2017
- c. Approve Soler Sports request to hold Dam 09 Triathlon through Olmos Park on August 19, 2017

Councilwoman Plant moved to accept consent items A through C.

Councilman McDonald seconded the motion.

The vote in favor of the motion was unanimous.

Departmental Reports: (Written reports submitted to City Council, no further discussion required, unless requested by City Council.)

- a) Police:

- (1.) Incidents, arrests and activity during the prior and current months.
- b) Fire:
 - (1.) Fire and other service calls, activity and training activities during the prior and current months.
- c) Streets and Sanitation:
 - (1.) Monthly Report
- d) Administration:
 - (1.) Financial reports for April 2017;
 - (2.) Monthly overtime, CT, vacation, sick leave report
 - (3.) Building Department Report
 - (4.) Municipal Court Report

Councilman McDonald moved to accept the departmental reports as submitted.
Councilman Pellegrino seconded the motion.
The vote in favor of the motion was unanimous.

Police Chief Valenciano stated we recently acquired two motor vehicles, a 2005 Land Rover and a 1998 Dodge Truck and the property was transferred by Bexar County Court and he wanted feedback from Council. He stated if we sell the vehicles he would ask that the monies go back to the general fund and then be reallocated to the CID budget.

Mayor Hornberger stated if the item is on an agenda then Council will consider it.

There was no further business and the meeting was adjourned at 7:51 p.m.

Ronald Hornberger
Mayor

ATTEST:

Diane Gonzales
City Secretary