

MINUTES OF REGULAR
CITY COUNCIL MEETING HELD
APRIL 18, 2013

The City Council of Olmos Park, Texas held a regular meeting on April 18, 2013 commencing at 6:00 p.m. in the Council Chambers at City Hall. Mayor Kenneth Farrimond presided and Council members present were Enzo Pellegrino, Ernest Locker, Pat Semmes, Gayle Girdley and Sharon Plant. Staff present was City Manager Michael W. Simpson; City Secretary, Celia M. DeLeon; Fire Chief John Surber; Public Works Director Gilbert DeLeon; Jim Raby, Building Official and Police Chief Fritz Bohne. Also present were Frank Garza, City Attorney; Steve Pena, City Attorney, Tom and Carol McMorris, 116 Paseo Encinal; Clint Plant, 131 East Mandalay; Margaret Cluck, 116 Paseo Encinal; Dr. Jack Williamson, 303 Park Hill Drive; Katherine White, 225 Belvidere; Don Philbin, 208 Luther; Toni Goldsmith, 200 Paseo Encinal; Candy and Buddy Gardener, 334 Paseo Encinal; Mary Beth and Jack Williamson, 303 Park Hill; David Mauze, Mauze Construction; Jennifer Gilreath, 312 East Mandalay; Jim Bruner, 312 East Mandalay; Mark Middleman, 605 Contour Drive; Kay Locker, 224 Luther Drive and Christopher Allison, ME Allison.

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

Citizens to be heard:

No citizens to be heard.

Consideration and approval of an Ordinance by the City Council of the City of Olmos Park, Texas approving the issuance of revenue refunding bonds designated as "City of Olmos Park, Texas Higher Education Facilities Corporation Higher Education Revenue Refunding Bonds (Texas Lutheran University Project), series 2013", by the City of Olmos Park, Texas Higher Education Facilities Corporation; satisfying the requirements contained in section 147(f) of the Internal Revenue Code of 1986, as amended; and authorizing the execution of certain documents in connection therewith

Councilwoman Girdley moved that the City Council adopt an ordinance approving a resolution authorizing the issuance of Revenue Refunding Bonds designated as "City of Olmos Park, Texas Higher Education Facilities Corporation Higher Education Revenue Refunding Bonds (Texas Lutheran University Project), series 2013. Councilwoman Semmes seconded the motion. The vote in favor of the motion was unanimous by all City Council members.

Executive Session in accordance with Section 551.071 (Consultation with Attorney) and 551.074 (Personnel Matters) to discuss building permit issues with 312 E. Mandalay, 330 Paseo Encinal and 700 E. Olmos; take possible action following executive session. (Pellegrino)

Mayor Farrimond called an Executive Session at 6:13 p.m. pursuant to Section 551.071 Consultation with Attorney.

Frank Garza, City Attorney announced that the discussion in Executive Session will only be with regard to building permit issues, Consultation with Attorney and that the Personnel Matters will be discussed in open meeting.

Mayor Farrimond resumed the public meeting at 6:48 p.m.

Personnel Matters were not discussed.

Public Hearing concerning an application for a building permit for construction and plumbing at 700 E Olmos Drive and for construction at 312 East Mandalay, including a showing of good

cause and safeguards necessary to ensure the safety of the job sites and completion of the projects. (Building Official)

Candy Gardener, 334 Paseo Encinal stated her concerns about the ongoing construction at 330 Paseo Encinal.

Mark Middleman, 605 Contour supported granting the residents at 700 East Olmos an extension on their construction permit.

Mayor Farrimond closed the Public Hearing at 7:01 p.m.

Receive and consider an application concerning a building permit for completion of construction and plumbing at 700 E Olmos Drive, requiring a showing of good cause and with such safeguards necessary to ensure the safety of the job site and completion of the project; take possible action. (Building Official)

Councilwoman Girdley moved to grant a sixty (60) day building permit extension for 700 East Olmos Drive and accept David Mauze as the representative for the Rad and Ashley Weaver. Councilman Pellegrino seconded the motion.

Councilwoman Girdley moved to amend the motion and grant a 120 day building permit extension rather than a sixty-day extension. Councilman Pellegrino seconded the motion to amend.

The vote in favor of the amendment to the original motion was unanimous by all City Council members.

The vote in favor of the original motion as amended was unanimous by all City Council members.

Receive and consider an application concerning a building permit for substantial completion of construction at 312 East Mandalay, requiring a showing of good cause and with such safeguards necessary to ensure the safety of the job site and completion of the project; take possible action. (Building Official)

Councilwoman Plant moved to grant a building permit extension for 312 East Mandalay through September 30, 2013. Councilman Locker seconded the motion.

Councilwoman Semmes moved to amend the motion and grant a six-month building permit extension. Councilman Locker seconded the motion.

The vote in favor of the amendment to the original motion was unanimous by all City Council members.

The vote in favor of the motion as amended was unanimous by all City Council members.

Staff briefing on the City's building permit process; take possible action. (Pellegrino)

Mayor Farrimond directed the City Manager and Staff to draft some possible revisions to the ordinance for presentation at the next regular City Council meeting.

Discuss policies and procedures for disclosing changes/updates to proposed budgets, take possible action. (Pellegrino)

Councilman Pellegrino moved to approve Resolution regarding policies and procedures for disclosing changes, updates to proposed budgets. Councilwoman Plant seconded the motion. The vote in favor of the motion was unanimous by all City Council members.

Discuss policies and procedures when presenting unbudgeted annual expenditures, take possible action. (Pellegrino)

Councilman Pellegrino moved to approve Resolution regarding policies and procedures when presenting unbudgeted annual expenditures. Councilman Locker seconded the motion. The vote in favor of the motion was unanimous by all City Council members.

Receive and discuss a report from the Chief of Police concerning effective metrics, which, if reported to Council, would assist them in gaging efficacies of crime prevention measures and what additional resources would be necessary to collect and report those metrics; take possible action. (Pellegrino)

Police Chief provided the City Council with a report showing various statistics for the Police Department.

No action was taken.

Discuss 2013 Consumer Price Index (CPI) adjustment to municipal telecommunications right-of-way access line rates; take possible action. (City Manager)

Councilwoman Girdley moved the City Council does not adopt the Consumer Price Index adjustment to municipal telecommunications right-of-way access line rates. Councilman Pellegrino seconded the motion. The vote in favor was unanimous by all City Council members.

CONSENT ITEMS:

- a) Approve minutes for special meeting held February 13, 2013 and regular meetings held February 21, 2013 and March 21, 2013
- b) Accept Disbursements for March 2013.
- c) Approve \$5,577 amendment to the budget for the City of Olmos Park for the period of October 1, 2012 through September 30, 2013 to pay for previously approved salary increase for the City Secretary for Human Relations Manager duties and responsibilities.
- d) Approve expenditure of \$2,500 from General Fund Contingency line (#10-400-550) to pay for refurbishment and repair of gas lights.
- e) Approve placement of "VOTE TODAY" signs on City property on Election Day.
- f) Approve an increase to waste water transport and treatment fee rates collected on behalf of the City of Olmos Park by the San Antonio Water System (SAWS) from Olmos Park customers that will equal the rate fees billed to the City by SAWS

Councilwoman Girdley moved to approve all consent items as submitted. Councilman Pellegrino seconded the motion. The vote in favor of motion was unanimous by all City Council members present.

Departmental Reports:

City Council received the reports.

There was no further business and meeting was adjourned at 7:59 p.m.

Kenneth Farrimond
Mayor

ATTEST:

Celia M. DeLeon
City Secretary