

MINUTES OF REGULAR
CITY COUNCIL MEETING HELD
FEBRUARY 16, 2017

The City Council of Olmos Park, Texas held a regular meeting on February 16, 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 and Deb Prost. Council members not present and excused from attending were Juliana Dusek and Casey Fry. Staff present was City Manager, Celia M DeLeon; City Secretary, Diane Gonzales; Fire Chief, John Surber; Police Chief, Rene Valenciano. Also present were City Attorney, Frank Garza; David Givler, Gilver Engineering; Lisa Rosenzweig, 236 Belvidere and Duane Bunz, 134 Stanford.

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

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 Rosenzweig stated on Tuesday she came home and found a new big yellow sign that says blind intersection cross traffic ahead and was not happy to see it put out in the front of her house and was unaware that it was going to be placed there. She reached out to Councilman Fry to find out why it was placed there and understands there was a request by one neighbor to address their concern of what might happen at the corner and her feeling is that this sign fails to accomplish the goal that the City was intending to do and instead creates visual clutter. The resident at the NW corner who recently cut back their landscaping which has helped but the resident at the SW corner has a palm that is starting to block the stop sign and is something that could be addressed and she thinks that over signing creates a situation where people ignore the signs and she will be happy to share some alternatives to consolidate the signage.

Discussion of Givler Engineering reports:

- Ongoing Project update; take possible action
- Storm Water Presentation; take possible action

David Givler updated Council on the ongoing project report that shows 19 ongoing projects. They are still working on the contract which involves the mill and overlay work, the crack seal and french drains and should have that ready at the next Council meeting. There is a contract out right now on cleaning and inspection which is out for bids and should receive those bids at the end of the month. The point of interest is the repairs that were done on the sewer on Olmos Lane.

Councilwoman Prost suggested to Mr. Givler that when he brings the bids back in March to include in our packets the actual bids that come in from the vendors

David Givler gave presented to Council a storm water presentation which is part of the requirements for the state and federal requirements once a year to address Council and update on with the current EPA requirements. There is a general permit which was issued by the TECQ that is a 5 year plan and we are in the 3rd year which sets the general guidelines and we have tailored the City's program in order to meet the general requirements. Our next push is for the annual report which is due March 12, 2017 and compiling all the data that we have collected over the past year and we will have a copy for your records.

Mayor Hornberger asked are we in compliance right now?

David Givler stated yes.

Discussion on emergency repairs made to the sewer line on City property and reimbursement to the City; take possible action

City Manager Deleon stated we have all the invoices and a letter from Mr. Givler stating his determination of what type of sewer line that line was and according to his letter it was a lateral line.

Frank Garza stated the City will make their request to the property owner for reimbursement and the property owner will make the demand to CPS.

David Givler presented a map showing Olmos Lane and on the map there is a dark green line which is the sewer main, it has manholes and larger diameter pipes which are set down deep and then coming off one of the man holes. The map shows an orange line which is the line that was penetrated with the power pole and that line does not have main characteristics and is not set deep enough to tie into the inverted manhole and mains are not permitted to do that and are supposed to tie into the bottom and if they come in at a high elevation they have to have a special connection that is made to a drop and this line has neither of those. Mains are located either in the right-of-way or they have easements normally assigned to them. The property belongs to the City and the majority of this line located and where the power pole was installed. The pole was set on the alignment down the middle of the parking spaces.

City Manager Deleon stated the pole has been removed and will not be reinstalled.

Mayor Hornberger asked when was the CPS pole put in?

City Manager stated the pole was moved early last year by CPS and after further research it will be a CPS claim that Mr. Zoch, the property owner will have to file against. Our CPS Representative has been very diligent calling to see where we are at and when is the claim going to be filed.

Councilwoman Prost suggested directing our City Attorney to give advice to the property owner for his claim against CPS.

Frank Garza stated if CPS did the work then they reimburse, if it's one of CPS's contractors then the contractors reimburse.

City Manager Deleon stated it was a CPS employee that dug the hole and not a sub-contractor.

Councilwoman Plant moved to instruct the City Manager to contact the property owner and to have the City Attorney work on a letter to the property owner informing him of the findings and supply the documentation so he can pursue his claim with CPS.

Councilman McDonald seconded the motion.

The vote in favor of the motion was unanimous.

Accept Olmos Park Foundation gifts of concrete patio Furniture and staining the concrete in the patio area of City Hall as part of the City of Olmos Park Gift Policy; take possible action

City Manager Deleon stated she received an email around January 12, 2017 from Ronald Herrmann stating that he had some concrete patio furniture that was on its way to City Hall from Laredo and he needed someone to help unload it and told us to get rid of the existing wrought

iron patio furniture so we sent the old patio furniture over to the fire department and they are using it. She stated as per the gift policy Council needs to accept it or give direction as to what you want to do with it.

Councilwoman Plant stated there were several people that donated that wrought iron patio furniture including herself and it needs to be moved back where it was and the new patio furniture needs to be moved to Alameda Circle. She stated its concrete and will look beautiful there.

Councilman McDonald moved to accept the gift and move it to Alameda Circle and bring back from the fire department the old wrought iron patio furniture.

Councilwoman Plant seconded the motion.

The vote in favor of the motion was unanimous.

City Manager Deleon stated Mr. Hermann asked her if she could pick a staining color to stain the patio area and to get our public works employees to stain it and to hold the receipts and he would reimburse us for it. She stated public works employees are not trained to stain patio areas.

Councilwoman Plant stated she recommended that Mayor Hornberger get in touch with Mr. Herrmann and clearly there is money to spend in that foundation account and have the City Manager put lists together of items that would be of value to the fire department, police department or beautification to the City.

Mayor Hornberger stated he would call Mr. Herrmann and discuss with him funds that may be available in what is needed in lieu of staining the patio area.

Discussion on possibly rescheduling the March 16th, 2017 City Council meeting as it falls during spring break week; take possible action

No action taken

Consent Items:

- a. Approve Cash Disbursements for January 2017;
- b. Approve City Council minutes for regular and emergency meetings held on January 19, 2017;
- c. Discuss and approve Budget Amendment to move excess, as identified in the audit, General Fund reserves to Capital Funds Streets reserve: Increase budget for GL# 10-500-585 RESERVE Streets from \$0 to \$320,223 (which is the excess of reserve funds over the desired 6-months-of expenses amount). Increase budget for GL #20-300-505 Transfer in Admin - Streets from \$0 to \$320,223.

Councilwoman Plant asked does this budget adjustment include for the City Manager's salary increase?

City Manager stated no and that she will bring some small budget adjustments in the next couple of months.

Councilwoman Plant stated when we do these budget amendments it would be really helpful during budget to start giving that to Council so it refreshes everyone.

Councilwoman Plant moved to approve the 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.
 - (2.) 2016 Annual Racial Profiling Report

- 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 January 2017;
 - (2.) Monthly overtime, CT, vacation, sick leave report
 - (3.) Building Department Report
 - (4.) Municipal Court Report
- e) Manager's report:

Councilman McDonald moved to accept the departmental reports.
Councilwoman Plant seconded the motion.
The vote in favor of the motion was unanimous.

EXECUTIVE SESSION: City Council shall convene in Executive Session pursuant to Texas Government Code, Sec.551.071 for discussion regarding possible litigation regarding City solicitation ordinance.

Mayor Hornberger announced at 6:42 p.m. that City Council will adjourn into Executive Session as authorized by Texas Government Code, Sec.551.071.

Mayor Hornberger closed the Executive Session at 6:57 p.m.

Mayor Hornberger announced at 6:57 p.m. there was no action taken in Executive Session

There was no further business and the meeting was adjourned at 6:58 p.m.

Ronald Hornberger
Mayor

ATTEST:

Diane Gonzales
City Secretary

