

CITY OF LEON VALLEY



Home Rule Charter Commission Meeting Leon Valley City Council Chambers 6400 El Verde Road, Leon Valley, Texas 78238 Wednesday, January 7, 2015

THESE MINUTES ARE UNAPPROVED

(This was the last meeting there has not been a gathering of the Commission to approve these minutes)

The Home Rule Charter Commission of the City of Leon Valley, Texas met on the 7th day of January 2015 at 6:00 p.m. at the Leon Valley City Council Chambers located at 6400 El Verde Road, Leon Valley, Texas for the purpose of the following business:

Call to order and announcement of a quorum.

Chairman Arthur "Art" Reyna called the meeting to order at 6:05 p.m. and determined that a quorum was present.

The minutes reflect that the following Members of the Home Rule Charter Commission were present: Chairman Arthur "Art" Reyna, Vice Chairman Jack Dean, Rudy Garcia, David Jordan, Mike McCarley, Liz Maloy, Darby Riley, Manuel Rubio, Victor Rodriguez, Kathy Hill and Al Uvietta.

City Attorney Charles Zech, City Manager Manuel Longoria, Jr., Human Resources Director & Commission Staff Liaison Crystal Caldera, and Economic Development Director Claudia Mora were also present.

Adopting the minutes of the December 17, 2014 Home Rule Charter Commission Meeting.

Chairman Reyna asked the Commission if they had any changes to the minutes. Commission Member Al Uvietta made a motion to adopt the minutes as written for December 17, 2014. Vice Chairman Jack Dean seconded the motion. The motion passed unanimously.

Discussion, consider and approve Article I Form of Government and Powers

Chairman Reyna asked the Commission if they had any recommended changes to Article I, hearing none Commission member Al Uvietta made a motion to accept Article I, as written. The Motion was seconded by Commission member Rudy Garcia. All were in favor. The motion passed unanimously.

Discuss, consider and approve on Article II Boundaries

Chairman Reyna asked the Commission if they had any recommended changes to Article II Boundaries. Hearing none, Commission member Al Uvietta made a motion to accept Article II, as written. The Motion was seconded by Commission member Rudy Garcia. All were in favor. The motion passed unanimously.

Discussion, consider and approve Article III Mayor & City Council

City Attorney Zech stated that the only item pending within Article III is Section 3.02 Part B which reads as follows:

"No past, current, or future elected official shall serve more than three (3) consecutive terms of office and no more than five (5), terms during a lifetime. For purposes of this subsection an official shall have been considered to have served a term upon taking the oath of office, regardless of whether the official serves the complete term. Any official who has served three (3) consecutive terms shall be prohibited from serving

another term for a period of one year and eleven months from the date of the expiration of the third consecutive term.”

There was a lengthy discussion that centered around the following terms [**past, current, or future elected**].

There was a motion by Commission Member Victor Rodriguez to approve the language in Section 3.02 Part B as written *“No past, current, or future elected official shall serve more than three (3) consecutive terms of office and no more than five (5), terms during a lifetime. For purposes of this subsection an official shall have been considered to have served a term upon taking the oath of office, regardless of whether the official serves the complete term. Any official who has served three (3) consecutive terms shall be prohibited from serving another term for a period of one year and eleven months from the date of the expiration of the third consecutive term.”* The motion was seconded by Commission Member Al Uvietta.

Roll Call vote was taken to approve the language in Section 3.02 Part B as written: Chairman Arthur “Art” Reyna - Yes, Vice Chairman Jack Dean - Yes, Rudy Garcia Yes , David Jordan- No, Mike McCarley- Yes, Liz Maloy- Yes, Darby Riley-No, Manuel Rubio -No, Victor Rodriguez-Yes, Kathy Hill- No and Al Uvietta – Yes. The motion passes four against, seven in favor.

There was some additional discussion Commission Member Rubio suggested that the language be clear to state *No past, current, or future elected official shall serve **or have served, inserting** “or have served “* into the language. There was no objection to the grammar change.

The was a motion by Commission Member Al Uvietta to approve Article III as it was presented to the Commission it was seconded by Rudy Garcia.

Chairman Arthur “Art” Reyna - Yes, Vice Chairman Jack Dean - Yes, Rudy Garcia Yes , David Jordan- No, Mike McCarley- Yes, Liz Maloy- Yes, Darby Riley-No, Manuel Rubio -Yes, Victor Rodriguez-Yes, Kathy Hill- No and Al Uvietta – Yes. The motion passes three against, eight in favor.

Discussion, consider and approve Article IV Election

Chairman Reyna asked the Commission if they had any recommended changes to Article IV Elections. Commission Member Victor Rodriguez made a motion that Section 4.02 Part B include language, that the election judges not be Leon Valley residence. The motion was seconded by Commission Member Rudy Garcia. After further discussion Commission Member Victor Rodriguez withdrew his motion.

A motion was then made by Commission Member David Jordan to approve Article IV with striking section 4.02 Part B from the charter. The motion was seconded by Commission Member Kathy Hill. All were in favor. The motion passed unanimously.

Discussion, consider and approve Article V Administrative Organization

Chairman Reyna asked the Commission if they had any recommended changes to Article V Administrative Organization. There was a brief discussion on certain positions such as the City Secretary duties being outlined in this section. The City Attorney stated that in Home Rule Cities the City Secretary does not have any statutory requirements. There was no other discussion from the commission, in regards to this Article. Vice Chairman Jack Dean made a motion to approve Article V as presented. The motion was seconded by Commission Member Kathy Hill. All were in Favor. The motion passed unanimously.

Discussion, consider and approve Article VI Initiative, Referendum and Recall

Chairman Reyna asked the Commission if they had any recommended changes to Article VI Initiative, Referendum and Recall. The Commission reviewed the numbers and percentages for each section. There was some discussion on Section 6.09 Recall Restrictions, which states:

“No petition shall be filed for the recall of an individual within three-hundred and sixty-five (365) days of the date of the individual’s election to City Council or within one-hundred and eighty (180) days before the end of the individual’s term on City Council.”

A motion was made by Commission Member Darby Riley to change *sixty-five (365) days* to *one-hundred and eighty (180) days*. The motion was seconded by Liz Maloy. All were in Favor. The motion passed unanimously.

Chairman Reyna asked the Commission if they had any other recommended changes to Article VI. Vice Chairman Jack Dean made a motion to approve to Article VI as amended by Commission Member Riley. The motion was seconded by Commission Member Rudy Garcia. All were in favor. The motion passed unanimously.

Discussion, consider and approve Article VII General Provision

Chairman Reyna asked the Commission if they had any recommended changes to Article VII General Provisions. Hearing none, a motion was made by Commission Member Kathy Hill to approve Article VII General Provisions. The motion was seconded by Rudy Garcia. All were in Favor. The motion Passed unanimously.

Discussion, consider and possible action on Article VIII Transitional Provision

City Attorney Zech presented Article VIII Transitional Provisions. Commission Member Al Uvietta made a motion to approve as presented by City Attorney Zech. The motion was seconded by Commission Member Rudy Garcia. All were in Favor. The motion passed unanimously.

Chairman Arthur “Art” Reyna congratulated the commission on the completion of the charter that would be presented to the voters in May. Followed by applause from the Commission.

Adjournment

Chairman Arthur “Art” Reyna announced the meeting adjourned at 7:57 p.m.

APPROVED: _____
Arthur “Art” Reyna
Chairperson

ATTESTED: _____
Crystal Caldera
Staff Liaison