

CITY OF LEON VALLEY



Home Rule Charter Commission Meeting
Leon Valley City Council Chambers
6400 El Verde Road, Leon Valley, Texas 78238
Wednesday, October 8, 2014

MINUTES

The Home Rule Charter Commission of the City of Leon Valley, Texas met on the 8th day of October 2014 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 6:04 p.m. and determined that a quorum was present.

The minutes reflect that all Members of Home Rule Charter Commission were present: Chairman Arthur "Art" Reyna, Vice Chairman Jack Dean, Rudy Garcia, Kathy Hill, David Jordan, Liz Maloy, Mike McCarley, Darby Riley, Victor Rodriguez, Manuel Rubio, 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 September 17, 2014 Home Rule Charter Commission Meeting.

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

Discussion, consider and possible action on Mayor and Council terms, size selection and qualifications.

City Attorney Zech opened up the discussion by requesting that the Commission review and approve the sections the Commission requested the City attorney insert. He started with section 3.05 Compensation, "City Council shall not receive any compensation unless determined by vote as provided for herein. Compensation of the City Council, and any subsequent increases, shall be determined and approved by City Council upon a two thirds vote of the City Council". All were in agreement with the addition. City Attorney Zech then reviewed Section 3.06 Mayor, "The Mayor shall be the presiding officer of the City Council and shall be recognized as the head of the City Government for all ceremonial purposes, for emergency management purposes, and by the governor for purposes of military law. The Mayor may debate and discuss any matters before the City Council and shall vote on all issues with the City Council". There was verbal consensus on the language that was included in Section 3.06 Mayor.

City Attorney Zech then reviewed the remaining items that the commission needed to make a decision on: the number of Council members, the length of term and term limits.

Commission Member Manuel Rubio opened the discussion by recommending an additional Council person be added to the City Council. All the discussion was in favor of adding one additional City Member to City Council. City Attorney Zech stated he would draft language for the Commission to approve at the next meeting.

The next item the Commission discussed was length of term. Commission Member Liz Maloy opened the discussion by recommending three year terms. Some discussion ensued. Commission Member Manuel Rubio made a motion to have three year terms for the Mayor and City Council. Commission Member Al Uvietta seconded the motion. All were in favor of three year terms, none opposed, none abstained. The motion passed unanimously.

City Attorney Zech stated the last item to address in this section was term limits. Commission Member Darby Riley began the discussion by stating that he was in favor of three three-year terms and then sitting out for a term continuing the same pattern with no limit. A lengthy discussion followed over the following options:

- Three-year terms. No term limits (staggered elections).
- Three three-year terms. Term limiting out on the third term (9 years).
- Three three-year terms; then stay out for a term (3 years), after which you can run again, continuing the same pattern. No term limits.
- Three three-year terms; then stay out for a term (3 years), after which you can run again for an additional three three-year terms; and then you are term limited out (18 years total).
- Two three-year terms; staying out for one year and then you can run again, continuing the same pattern. No term limits.
- Five three-year terms then term limiting out (15 years).
- Three three-year terms (9 years) staying out for one term (3years) and then serving a max of an additional three terms (life time max of six terms).
- Three three-year terms (9 years) staying out for one term (3years) and then serving a max of an additional two terms (life time max of five terms).

A motion was made by Commission Member Manuel Rubio to have no more than three consecutive terms, staying out for a minimum of one year and then serving an additional three terms. Commission Member Darby Riley seconded the motion, a discussion followed. Commission Member Darby Riley amended the motion to state, no more than three consecutive terms, staying out for a minimum of two year and then serve a max of two more terms (life time max of five terms). The motion was seconded by Al Uvietta. All were in favor of the amended motion, none opposed, none abstained. The motion passed unanimously.

City Attorney Zech reviewed Section 3.08 Vacancies, Forfeiture of Office, Filling of Vacancies, stating the Commission needed to decide; if there is less than one year remaining on the term would they like to appoint or hold an election. The Commission engaged in dialogue regarding Section 3.08. Commission Member Darby Riley made a motion to leave it to the discretion of City Council to fill the vacancy that is not required to be filled by state election under state law. Al Uvietta seconded the motion. All were in favor of the motion, none opposed, none abstained. The motion passed unanimously.

Chairman Arthur "Art" Reyna moved to Section 3.10 Meeting Procedures, specifically agendas and process of placement of items on the agenda. State Law does not address this issue. The current process in the City of Leon Valley is the Manager and/or the Mayor and/or two City Council members can place an item on the agenda. Some discussion took place. There was consensus, to have a City Council person or Mayor submit the request to the City Secretary to place an item on the agenda. The City Secretary would then ask the remaining Council members or Mayor if they would support the placement of the item on the agenda. If the City Secretary receives two additional City Council members or Mayor to support the items placement on the agenda, then the item would be placed on the agenda. The request should be made at least five days prior to the seventy-two hours posting requirement. The City Manager also has the ability to place any item on the agenda. All were in favor of allowing the City Attorney to draft language to this effect to be added to the charter Section 3.10.

Commission member Rudy Garcia requested that an item be placed on the next agenda that would illustrate to the Commission as to where they are in the process of completing the charter. All were in agreement of this item being placed on the next agenda.

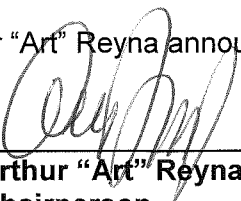
Discuss, consider and possible action on Elections.

This item was postponed until the next meeting.

Adjournment


Chairman Arthur "Art" Reyna announced the meeting adjourned at 9:06 p.m.

APPROVED:



Arthur "Art" Reyna
Chairperson

ATTESTED:



Crystal Caldera
Staff Liaison