

CITY OF LEON VALLEY



Home Rule Charter Commission Meeting Leon Valley City Council Chambers 6400 El Verde Road, Leon Valley, Texas 78238 Wednesday, December 3, 2014

MINUTES

The Home Rule Charter Commission of the City of Leon Valley, Texas met on the 3rd day of December 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 6:02 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, Victor Rodriguez, Darby Riley, Manuel Rubio and Al Uvietta. Not in attendance and excused was Kathy Hill.

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 November 19, 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 November 19, 2014. Commission Member Al Uvietta seconded the motion. The motion passed unanimously.

Discussion, consider and possible action on Article III Mayor and City Council.

City Attorney Zech stated the only item outstanding in Article III was Section 3.02 part B which states the following:

"No [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 on including "past, current and future" elected officials in the section above. Commission Member Rudy Garcia made a motion to include past, current and future elected officials to section 3.02 part B. There was a roll call vote as follows: Victor Rodriguez "Aye", David Jordan "Nay", Rudy Garcia "Aye", Al Uvietta "Aye" Chairman Arthur "Art" Reyna, "Aye", Vice Chairman Jack Dean "Aye", Mike McCarley "Aye", Liz Maloy "Aye", Darby Riley "Nay", and Manuel Rubio "Aye". The motion passed; two opposed, eight in favor.

Discuss, consider and possible action on Article VI Initiative, Referendum and Recall

City Attorney Zech reviewed some of the changes he made based on the suggestions from the Commission which included the following:

- A petition committee with a minimum of five members
- 15 percent of registered voters necessary to set forth a referendum
- 15 percent of registered voters necessary to set forth an initiative
- 20 percent of registered voters necessary to set forth a recall
- The City Secretary would send the certificate to the designated address as specified by the petition committee

Commission Member Darby Riley requested that clarification be made in Article VI to allow any registered voter to circulate a petition. The Commission agreed and City Attorney Zech acknowledged he would make the change.

Discussion, consider and possible action on Article V Administrative Organization

City Attorney Zech presented a sample of Article V Administrative Organization, stating that he was not trying to lead the Commission in any direction, but provide a foundation for the Commission to work with.

Commission Member Darby Riley raised concern with having a vote of two-thirds of City Council to appoint or remove the City Manager. He felt that it should only require a majority of City Council. Commission Member Al Uvietta stressed the importance of the appointment and/or removing of a City Manager and felt that a two-thirds vote was more appropriate.

Commission Member Al Uvietta made a motion to have a vote of two-thirds of City Council to appoint or remove the City Manager. Vice Chairman Jack Dean seconded the motion. A roll call vote was taken and was as followed: Liz Maloy "Nay", Darby Riley "Nay", Manuel Rubio "Aye", Chairman Reyna "Aye", Vice Chairman Dean "Aye", Al Uvietta "Aye", Rudy Garcia "Aye", David Jordan "Aye", Victor Rodriguez "Aye", Mike McCarley "Aye". The motion passed; two opposed, eight in favor.

Commission Member Liz Maloy opened the discussion on a residency requirement for the City Manager. There was some discussion and the majority of the Commission agreed not to have a residency requirement for the City manager and to leave Article V. Administrative Organization Section 5.01 City Manager as presented by City Attorney Zech, which states the following:

"The City Council shall appoint a City Manager who shall be the chief administrative and executive officer of the City and shall be responsible to the City Council for the administration of all the affairs of the City. The City Manager shall be chosen by the City Council solely on the basis of the City Manager's executive and administrative training, experience and ability."

Chairman Arthur "Art" Reyna requested that "licensed attorney" be added to Article V. Administrative Organization Section 5.02 part C Municipal Court ; Judges. The Commission was in agreement.

The Commission there was consensus with the remainder of the Article V. Administrative Organization.

Discussion, consider and possible action on Article VII General Provision

This was postponed until the next meeting.

Adjournment

Chairman Arthur "Art" Reyna announced the meeting adjourned at 8:43 p.m.

APPROVED: _____


**Arthur "Art" Reyna
Chairperson**

ATTESTED: _____


**Crystal Caldera
Staff Liaison**