CITY COUNCIL MEETING OF THE CITY OF LEON VALLEY, TEXAS
JULY 9, 2013

City Council of the City of Leon Valley, Texas met on the 9th day of July, 2013 at 6 p.m. at the Leon Valley City Council Chambers, at 6400 El Verde Road, Leon Valley, Texas, for the purpose of the following business, to-wit:

SPECIAL MEETING OF THE CITY OF LEON VALLEY CITY COUNCIL, 6 P.M.

1. Call the City of Leon Valley Special City Council Meeting to Order, and Determine a Quorum is Present. Mayor Riley called the Special City Council Meeting to order at 6:01 p.m. with the following City Council Members in attendance: Ruiz, Reyna, Diaz, and Dean. Councilman Biever’s absence was excused due to the re-scheduling of the Regular Meeting which would normally be held on July 16, 2013. The meeting was re-scheduled by City Council Ordinance No. 13-028 on June 18, 2013.

City staff in attendance: City Manager Longoria, City Attorney Zech, City Secretary Willman, and Economic Development Director Mora.

2. Executive Session Under the Texas Local Government Code. The City Council convened into Executive Session at 6:02 p.m., pursuant to Section 551.071, Consultation with Attorney, the City Attorney will consult with the City Council on legal issues associated with the Lease Agreement between the City of Leon Valley and the Leon Valley Historical Society, M&C # 07-01-13.

3. The City Council reconvened into Open Session at 7 p.m. to consider any possible recommended actions arising out of the Executive Session:

   A. No action to be taken.
   B. Authorizing the staff to take direction as discussed and recommended in the Executive Session. Councilman Reyna stated that pursuant to the City Manager’s recommendation that the City Council direct the City Manager to find some sort of mediation-type path to try resolve the unresolved issues regarding the Natural Area Lease.

4. Adjourn. Motion by Councilman Reyna, second by Councilman Diaz to adjourn the meeting at 7 p.m. Mayor Riley adjourned the meeting without objection at 7 p.m.

REGULAR MEETING OF THE CITY OF LEON VALLEY CITY COUNCIL, 7 P.M.

1. Call the City of Leon Valley Regular City Council Meeting to Order, Determine a Quorum is Present, and Pledge of Allegiance. Mayor Riley called the Regular City Council Meeting to order at 7:00 p.m. with the following City Council Members in attendance: Ruiz, Reyna, Diaz, and Dean. Councilman Biever’s absence was excused due to the re-scheduling of the Regular Meeting which would normally be held on July 16, 2013. The Meeting was re-scheduled by City Council Ordinance No. 13-028 on June 18, 2013.

City staff in attendance: City Manager Longoria, City Attorney Zech, City Secretary Willman, Community Development Director Flores, Economic Development Director Mora, Interim Fire Chief Valdez, and Interim Assistant Fire Chief Lawson.
Mayor Riley led the assembly in the Pledge of Allegiance.

2. Citizens to be Heard and Time for Objections to the Consent Agenda.
Councilman Reyna asked for Consent Agenda Item 5 to be removed from the Consent Agenda for separate consideration.

Nancy Marin, 7222 Forest Meadow, addressed the City Council on Agenda Item 8, the Lease Agreement related to the Kinman House by El Sol Bakery. Ms. Marin indicated she would address the City Council when the Agenda Item was introduced for consideration.

Benny Martinez, 6319 Rue Sophie, addressed the City Council regarding the missed opportunity for economic development and in the changing of the City phone system to the VOIP (voice over internet protocol) system. Mr. Martinez stated that the Mission/Vision/Values statement of the City does not seem to be supported by the City Manager's actions. Mr. Martinez noted that he had emailed to the City Council copies of the quote. Mr. Martinez asked how much money was spent. He stated his company serviced the Police Department and the Kinman House for a number of years very successfully. Mr. Martinez stated that as a Leon Valley business he does not want or expect a guarantee of City business, only the chance to provide a bid. He asked why a local company was not contacted. He urged the City Council to defund this project until proper procedures are followed. He asked the City Council to show publicly that it is willing to make the hard decisions and is willing to follow its own Mission and Vision statements.

Ed Quisenberry, owner of Therapists for Optimal Health Therapeutic Body Work, also a member of the Board of Directors for the Leon Valley Area Chamber of Commerce, addressed the City Council about Consent Agenda Item 5, related to the request for the waiver for fees for the use of the Leon Valley Conference Center on July 17, 2013. Mr. Quisenberry informed the City Council that based on the short window of opportunity to set-up the Chamber luncheon and mixer, the Chamber was requesting that date be moved to August 21.

Roy Ramirez, 5549 Saffron Way, addressed the City Council regarding the Pilot Recycling Program at The Ridge Report. Mr. Ramirez discussed the timeline for the Report to be brought back to the City Council as having been determined to be in the June to July timeframe. He informed the City Council that he had also brought a petition with signatures to City Manager Longoria. Mr. Ramirez indicated that The Ridge Homeowners Association did not accurately represent the entire Homeowner's Association members as favoring the change from two solid waste collections per week to one collection per week.

Matthew Hodde, 5813 El Verde, addressed the City Council regarding 5801 El Verde Road, the property has grass is as high as an elephant's eye and requires Code Enforcement action. He thanked the City Council for its commitment in service.
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Evan Hodde, 5813 El Verde, addressed the City Council regarding 5801 El Verde Road, noting there is a fox that is killing domestic animals. He requested assistance from the City’s Code Enforcement/Animal Control Department regarding the location and matter.

Nancy Marin, 7222 Forest Meadow, addressed the City Council again regarding Agenda Item 8. She noted that additional information is needed. She asked that the City Council to table this item and noted that the City needs to do its due diligence. She noted she has checked the City’s website and the information which would answer her questions is not there yet. She requested that the City Council consider not approving this agenda item at this time.

Motion by Councilman Dean and second by Councilman Reyna to approve Consent Agenda Items 3, 4, and 6. Voting Aye: Ruiz, Reyna, Diaz, and Dean. Voting Nay: None. Absent and excused: Biever. Mayor Riley announced the motion carried.

Consent Agenda

3. Consider Approval of the June 18, 2013 City Council Meeting Minutes.
   Approved the City Council Meeting Minutes of the June 18, 2013 Regular City Council Meeting.

4. Consider Approval of Waiver for Related Fees for the Use of the Leon Valley Conference Center for the Region 7 TML Dinner on July 12, 2013, Co-sponsored by the City of Leon Valley, M&C # 07-02-13. Approved by minute order the waiver of the related fees for the use of the Leon Valley Conference Center for the Region 7 TML Dinner on July 12, 2013.

5. Consider Approval of a Budget Adjustment and Related Ordinance for the Community Center Fund for the Leon Valley Conference Center Repairs and Improvements, M&C # 07-04-13.

   Approved Ordinance No. 13-029 – An Ordinance Approving Amendments to the Original Budget of the City of Leon Valley, Texas, for the Fiscal Year of 2013.

6. Consider Approval of Waiver for Related Fees for the Use of the Leon Valley Conference Center by the Leon Valley Area Chamber of Commerce on July 17, 2013, Co-sponsored by the City of Leon Valley, M&C # 07-03-13. Economic Development Director Mora introduced this agenda item, noting the Chamber’s request earlier this evening to use the Conference Center on August 21, which staff confirmed is available for use.

   Councilman Reyna asked that the item be removed for separate consideration as it had been brought to his attention that the date needed to be changed.

Motion by Councilman Reyna, second by Councilman Dean, to approve the waiver of the related fees for the use of the Leon Valley Conference Center by the Leon Valley Area Chamber of Commerce on August 21 as requested this evening. Voting Aye: Ruiz, Reyna, Diaz, and Dean. Voting Nay: None. Absent and excused: Biever. Mayor Riley announced the motion carried.
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Regular Agenda

7. Consider Action on a Resolution Adopting or Providing Direction on the New City Logo for Purposes of Developing a New City Brand and City Identity, M&C # 07-05-13. Economic Development Director Mora introduced this agenda matter.

Communications Consultant Mike De La Garza addressed the City Council detailing the process, the initial work on the development of the proposed logo and its evolution to its current presentation. Mr. De La Garza noted that comments provided by the Branding Subcommittee members, community input, and City employees were brought forward. The image was discussed through four meetings. The logo is in its complete mountain lion design, with the essence of a mountain lion, or a puma image versus a Disney-like image of a lion. The Subcommittee was very diligent in its approach. The Subcommittee arrived at a consensus. Mr. De La Garza noted he and graphic artist Andrew Anguiano were happy to be part of the process.

Mayor Riley asked for the City Council’s comments on the proposed logo.

Councilman Ruiz noted he showed the logo to his family and asked for comments. He noted the puma looks too much like something that would be used in a high school setting. Councilman Ruiz noted that when changes are made to the image he thought the City’s Tree City USA should part of the City’s identity and might need to be worked into the new logo.

Councilman Dean noted that he had received more calls on this City initiative than anything else since he had been on the City Council. He referenced receiving comments such as ‘kitty city’ and noted that something has to be done to make the lion’s head look more involved. He noted the concept is good but that it needs to look more realistic like a lion rather than a caricature. He noted that he doesn’t know how much money the City is spending but stated that more work needs to be done.

Councilman Reyna, noted that he too, showed the image to his family, and received feedback that the image looks like a high school or a college mascot. He commented in retrospect should we even have a lion in the first place. He noted the wonderful process but that the Subcommittee was rushed because of the need to incorporate the image in the City’s new gateway monuments. Mr. Reyna noted he agreed with Councilman Dean’s comments. He indicated that the graphic artist was great. He asked about the budget.

Mayor Riley thanked Mr. De La Garza and Mr. Andrew Anguiano for their work and support. She noted that it was an amazing process. She too noted that it felt like the Branding Subcommittee was trying to get through the process. She continued commenting that the Subcommittee wanted to be true to the City’s history. She remarked that perhaps the Subcommittee should go back and tweak the image based on the comments received this evening.

Councilman Diaz, noted that he took the image to work, and was told it looks too high-school. He remarked that the Subcommittee needs to review how the image can be changed.
A question was raised about the lead time on the monuments. City Manager Longoria noted that the City could probably take one more month and that it is was important for the Branding Subcommittee to come to a consensus on the logo.

8. **Consider Action on an Ordinance Authorizing the City Manager to Negotiate, Enter Into and Execute a Lease Agreement with El Sol Bakery, Inc., for the Kinman House at 6417 Evers Road, Leon Valley, Texas, M&C # 07-06-13.** Economic Development Director Mora introduced this agenda item. El Sol Bakery owners, Teresa and Mauricio Romero addressed the City Council regarding their desire and actions to lease the Kinman House for the purpose of operating a bakery and bistro in Leon Valley.

Nancy Marin, 7222 Forest Meadow, addressed the City Council. Ms. Marin noted she had been following the Leon Valley Economic Development Corporation’s (LVEDC) actions through its minutes posted online. Ms. Marin noted that not all of the LVEDC’s minutes have been posted online. She stated that the $10,000 grant and $37,500 loan had to come before the City Council for approval because it exceeds the maximum approval authority of the LVEDC. She indicated that because no public hearings have been held and the entire job [project] is about $150,000, there has to be sufficient funding. Ms. Marin expressed that this action is extremely premature and noted that unless the owners are in a position to bankroll the entire project, that there are many things that concerned her as a former board member of the LVEDC.

Councilman Reyna asked if the City Council was just doing the lease this evening. He noted that the LVEDC has not decided what, if any, assistance is going to be offered.

Mr. Longoria affirmed that Councilman Reyna’s comments were correct. He noted that the City Council acted on the proposed project because it was a time-sensitive matter. He pointed out that the Romeros obtained a loan from their bank and this project was vetted more than most. He noted that there is some risk but it is minimal risk. He noted further that the City of Leon Valley recruited this economic development project.

Councilman Reyna clarified that the reason he asked the question is that he was concerned that if all of the elements did not come together that the Romeros would be stuck leasing a building from the City that they can't use in the way in which they originally intended. Mr. Longoria reiterated that he would not sign the lease until the LVEDC approves the performance agreement. Councilman Reyna asked the City Attorney if that condition needed to be a part of the motion. City Attorney Zech replied that if the City Council wanted to make sure it gets done, the condition should be a part of the motion.

Councilman Dean stated he thought the City Council should just rely on the City Manager. Councilman Reyna noted that he was willing to do that, just seeking clarification. Councilman Reyna asked if there were any personal guarantees from the Romeros in this. City Manager Longoria said there were no personal guarantees in this.

Economic Development Director Mora clarified the first public hearing and first reading occurred before the City Council on November 5 and the second public hearing and the second reading was held on December 18 of the resolution related to the $10,000 grant...
and $37,500 loan. Ms. Mora noted the City Council approved the resolution on both readings.

Councilman Diaz asked how close the LVEDC and El Sol are to finalizing the Development Agreement. Ms. Mora noted that the LVEDC is waiting for the certification of the collateral. Ms. Mora indicated she hoped to get that in the next week or so and then it would be presented to the LVEDC at its July meeting.

City Manager Longoria responded that the Development Agreement is very close to being completed because the key component is the collateral being provided, the terms of the performance agreement are being developed. Once the LVEDC has done that, then the performance agreement will be finalized. He noted that this item is time-sensitive because the Romeros took out a loan from a bank that’s getting real close to expiring at the end of July.

Mayor Riley stated the City is very thrilled because there hasn’t been an economic development project in about a year or two. She noted her hope that the City gets this project completed. Mayor Riley also noted that that this economic development project includes the loan being made versus grants which have not yielded a solid track record on some of the LVEDC projects in the past. She noted it will be a wonderful gathering for the community.

Economic Development Director Mora clarified that there have been economic development initiatives including the work of cleaning up and beautifying the Bandera Road Corridor. Ms. Mora affirmed this would be the first project in a while but that it is important that the community understand that.

Motion by Councilman Dean, second by Councilman Diaz, to approve the Ordinance Authorizing the City Manager to Negotiate, Enter Into, and Execute a Lease Agreement with El Sol Bakery, Inc., for the Kinman House at 6417 Evers Road, Leon Valley, Texas. Voting Aye: Ruiz, Reyna, Diaz, and Dean. Voting Nay: None. Absent and excused: Biever. Mayor Riley announced the motion carried.

Approved Ordinance No. 13 – 030 – Authorizing the City Manager to Negotiate, Enter Into and Execute a Lease Agreement with El Sol Bakery, Inc., for the Kinman House at 6417 Evers Road, Leon Valley, Texas.


Motion by Councilman Diaz, with second by Council Ruiz, to approve the Ordinance approving the waiver for Development Fees for the Remodeling of the Kinman House at 6417 Evers Road for use as a bakery and bistro by El Sol Bakery. Voting Aye: Ruiz, Reyna, Diaz, and Dean. Voting Nay: None. Absent and excused: Biever. Mayor Riley announced the motion carried.

Approved Ordinance No. 13 – 031 – Authorizing the Waiving of Development Fees for Remodeling of the Kinman House at 6417 Evers Road, Leon Valley, Texas.
10. Consider Action on a Resolution Authorizing the City Manager to Execute an Interlocal Agreement By and Between the City of Leon Valley, Texas, and the Texas Department of Transportation for the Installation and Construction of Two Gateway Monument Signs on State Highway 16 (Bandera Road), M&C # 07-08-13. Community Development Director Flores introduced this agenda item. Ms. Flores introduced Brandon Simpkins of Halff Associates. Mr. Simpkins made a formal presentation to the City Council regarding the details and layout of the proposed gateway monuments.

Motion by Councilman Reyna, second by Councilman Dean, to approve the Resolution authorizing the City Manager to Execute an Interlocal Agreement by and between the City and the Texas Department of Transportation for the installation and construction of two gateway monument signs on Bandera Road. Voting Aye: Ruiz, Reyna, Diaz, and Dean. Voting Nay: None. Absent and excused: Biever. Mayor Riley announced the motion carried.

Approved Resolution No. 13 – 006 – Authorizing the City Manager to Execute an Interlocal Agreement By and Between the City of Leon Valley, Texas, and the Texas Department of Transportation for the Installation and Construction of Two Gateway Monument Signs on State Highway 16 (Bandera Road).

11. Consider Action on a Resolution Establishing the City's Intent to Create a Crime Control and Prevention District, as Authorized by Chapter 363, Local Government Code, M&C # 07-09-13. City Manager Longoria made a formal presentation to the City Council regarding the provisions of Chapter 363 and the processes for establishing a crime control and prevention district in Leon Valley.

Motion by Councilman Reyna, second by Councilman Dean, to approve the Resolution to Establish the City's Intent to Create a Crime Control and Prevention District. Voting Aye: Ruiz, Reyna, Diaz, and Dean. Voting Nay: None. Absent and excused: Biever. Mayor Riley announced the motion carried.

Approved Resolution No. 13 – 007 – Establishing the City's Intent to Create a Crime Control and Prevention District.

12. Consider Action on a Resolution Appointing a Temporary Board of Directors for a Crime Control and Prevention District, as Authorized by Chapter 363, Local Government Code, M&C # 07-10-13. City Manager Longoria introduced this agenda matter as being the companion to Agenda Item 11. He made a formal presentation on this agenda item and informed the assembly that an agenda posting had been made in anticipation of tonight's earlier action and this agenda item, for a meeting of the proposed Temporary Board of Directors immediately following this meeting for the purpose of electing a Board Chair.

Motion by Councilman Dean, second by Councilman Diaz, to approve the Resolution to appoint a Temporary Board of Directors for a Crime Control and Prevention District.

Discussion ensued regarding the naming of one additional Leon Valley resident to serve as a Board Director. Mayor Riley announced that she had received an email expressing
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...interest from Ms. Gail Tribble to serve in that capacity. Councilman Reyna noted that with all due respect to Ms. Tribble's interest in serving on the Temporary Board of Directors that Mr. Pedro Esquivel had attended City Council meetings for seven or more years in support of the City's Police and Fire Departments.

Councilman Dean reiterated his motion to approve the Resolution including the appointment of Mr. Pedro Esquivel as the additional Leon Valley resident to serve as a Board Director along with the Leon Valley Mayor and entire City Council. Councilman Diaz seconded the motion for approval of the Resolution as stated by Councilman Dean. Voting Aye: Ruiz, Reyna, Diaz, and Dean. Voting Nay: None. Absent and excused: Biever.

Approved Resolution No. 13 – 008 – Appointing a Temporary Board of Directors for a Crime Control and Prevention District. [Naming the Mayor, City Council, and Mr. Pedro Esquivel as the Temporary Board of Directors.]

Discussion Agenda

13. City Manager's Report (Longoria)
   A. Library Capital Project Report
   B. Pilot Recycling Program at The Ridge Report
   C. Status/Update on the Evers/Huebner Road Traffic Improvements
   D. Resolutions for the 2013 TML Annual Conference
   E. Approved Minutes of the City-Affiliated Boards, Committees, and Commissions:
      1) Leon Valley 2012 Bond Program Oversight Committee Meeting Minutes of March 28, May 3, and May 17, 2013 Meetings.

   F. Future Agenda Items.
      1) Report on the Pilot Recycling Project from The Ridge Homeowners Association, August 16. City Manager Longoria reported that the report on the Pilot Recycling Project would be brought to the City Council on August 16.

      Roy Ramirez, 5549 Saffron Way, addressed the City Council regarding the Pilot Recycling Program at The Ridge Report. Mr. Ramirez discussed the timeline for the Report to be brought back to the City Council as having been determined to be in the June to July timeframe. He informed the City Council that he had also brought a petition with signatures to City Manager Longoria. Mr. Ramirez indicated that The Ridge Homeowners Association did not accurately represent the entire Homeowner's Association members as favoring the change from two solid waste collections per week to one collection per week.

14. Citizens to be Heard. Lyn Joseph, 6423 Trotter Lane, noted concerns about near accidents trying to get into Pavona with the delineators. She noted it is important to get something done before school starts. She asked who is going to pay for the cost of the delineators. Mr. Longoria noted that the City will be responsible for the maintenance following installation. He reported that the delineators are working. He reported that what is needed is better signage. He indicated that a monument sign is needed on Evers Road. He indicated that would something he would have to discuss with the DPS Center staff.
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David Landrum, 5541 Saffron Way, concerning the Recycle Project at The Ridge. He noted he doesn’t use the 96 gallon containers. He reported he uses bags. This creates a problem with the accumulation of bags in his garage waiting for collection of trash. He pointed to the logo behind the Mayor and City Council and said it is a great mountain lion. He suggested using the state of Texas behind the mountain lion in the logo.

Roy Ramirez, 5549 Saffron Way, noted it is a concern with the Helotes Echo being thrown into yards in plastic bags because half of the papers are lying in the street and the driveways. He said after a rain, it looks tacky.

15. Announcements by the Mayor and City Council Members.
Councilman Ruiz noted the 60th anniversary of Intertek on 5404 Bandera Road. He thanked the Texas Municipal Clerks Association (TMCA) for having its meeting on June 26 with the TMCA state president Norma Aguilar, the meeting which was hosted by Leon Valley City Secretary Willman. He noted that he, Councilman Reyna, and the City Manager attended the meeting. He spoke to the 4th of July Parade participants. He noted that his children had the opportunity to participate in the 4th of July Parade also.

Councilman Reyna congratulated the City staff for a very successful 4th of July Parade.

Councilman Diaz thanked Community Events Committee Chair Carlos Vera and Staff Liaison Sylvia Gomez. He noted it was a wonderful event.

Councilman Dean noted it was the largest parade ever and a wonderful event.

Mayor Riley noted it was a wonderful event. She thanked Councilman Biever for walking with her. She noted the City is participating in the Low Impact Design competition. She noted it would be a free design for the City. She stated it would an opportunity to put it in with the MPO as a project as partners. She noted she has been invited to be a judge. She noted the Walk with the Mayor was wonderful. She noted that Councilman Ruiz participated. She stated that perhaps on the next agenda there could be an item map out the first Coffee with the Council in an effort to communicate in a different manner.

- **July 4th Parade and Celebration**, Leon Valley Community Center, 6427 Evers Road, from 10 a.m.to 2 p.m. Texas State Senator Leticia Van de Putte and State Representative Justin Rodriguez are the Grand Marshals for the Leon Valley July 4th Parade.
- **July 6th Walk & Talk with the Mayor**, meet at the Leon Valley Public Library Porch at 8:30 a.m. for a walk to the Silo Property located on Huebner Road. Bring water to counter the heat and wear comfortable shoes for the walk.

Executive Session

16. The City Council of the City of Leon Valley reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any of the matters listed on the posted agenda, above, as authorized by the Texas Government Code, Sections 551.071 (consultation with attorney), 551.072 (deliberations about real property),
17. **Adjourn.** Councilman Reyna made a motion to adjourn at 9:13 p.m. Mayor Riley adjourned the meeting without objection at 9:13 p.m.

![Signature](signature)

Mayor Chris Riley

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**ATTEST:**

![Signature](signature)

City Secretary