



**CITY OF LEON VALLEY  
CITY COUNCIL SPECIAL MEETING**

Leon Valley City Council Chambers  
6400 El Verde Road, Leon Valley, TX 78238  
Tuesday, July 7, 2020

**MINUTES**

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**6:00 PM** Call to Order; Determine a Quorum is Present, Pledge of Allegiance.

Attendee Name	Organization	Title	Status
Chris Riley	City of Leon Valley	Mayor	Present
Monica Alcocer	City of Leon Valley	Mayor Pro-Tem, Council Place 3	Remote
Donna Charles	City of Leon Valley	Council Place 1	Remote
Catherine Rodriguez	City of Leon Valley	Council Place 2	Present
Matthew Hodde	City of Leon Valley	Council Place 4	Present
Will Bradshaw	City of Leon Valley	Council Place 5	Remote

Also present was City Manager Kelly Kuenstler, ACM/HR Director Crystal Caldera, City Secretary Sandra Passailaigue, City Attorney Charles E. Zech, Public Works Director Melinda Moritz, Assistant Finance Director Floyd Messick, LVFD Fire Chief Michael Naughton, LVFD Assistant Fire Chief Eric Burnside, Planning & Zoning Director Brandon Melland, Associate Planner Erick Del Angel, Library Director Rosie Amaya, Business Relations Specialist William Cox, LVPD Chief Joseph Salvaggio, LVPD Assistant Chief David Gonzales and various LVPD staff.

Mayor Chris Riley welcomed everyone and asked Councilor Catherine Rodriguez to lead the Pledge of Allegiance.

Mayor Riley asked for all cell phones to be silenced and reminded everyone that “the Council Chambers is a place where we’re treated with respect and dignity. Citizens, Councilors, staff, and visitors alike. Anyone desiring to speak shall be first recognized by the presiding officer, that’s me, so please raise your hand-Council, staff, citizens and visitors alike. This way we’ll keep it to a more manageable meeting. Now for the Councilors that are on the line, I will certainly call on you on every agenda item except on Point of Order, if you want to speak please let Crystal or Sandra know just so that we can have an orderly progression and so that I can recognize you, I would appreciate that. City Councilors, staff and members of the public shall not shout, display unruly behavior, distract with side conversations, use profanity, threat of violence, or disrupt the orderly conduct of the meeting. This includes speaking or commenting from your seat or using foul

language as you exit the chambers. I would suggest if you feel you may have a difficult time controlling yourself, please sit in the foyer. No personal attacks on staff, City Councilors or members of the public shall be allowed. The presiding officer will warn the person that he or she will be required to leave the building if the disruption continues. I cannot see or hear all that goes around in Chambers especially with this mask on but the Rules of Decorum also allow each Councilor to help monitor the situation by calling a Point of Order. I hope we do not have to go there. Let's again be civil and treat each other with respect and dignity and thank you very much for your cooperation."

City Manager Kelly Kuentler took a moment to ask Mayor Riley to consider moving agenda item 8.2 up as the applicant, Mr. McCall, had a long drive ahead of him.

Mayor Riley asked if there were any objections to moving agenda item 8.2 up to follow the Consent Agenda but before the 2<sup>nd</sup> read ordinances. There being no objections, Mayor Riley announced that agenda item 8.2 would be moved up.

## **PRESENTATION**

### **Discussion Regarding Police Policies on Self-Surrender/Media Policy (M&C # 2020-07-07-15 Mayor Chris Riley)**

This item was placed on the agenda at the request of Mayor Chris Riley through City Manager Kelly Kuentler. The item was moved from June 16, 2020 to July 7, 2020 for discussion regarding police policies on self-surrender/media policy.

Mayor Riley presented ACM/LVPD Chief Joseph Salvaggio a list of sixteen (16) questions and asked that he answer them this evening.

ACM/LVPD Chief Salvaggio began a presentation with the purpose of answering the sixteen questions posed by Mayor Riley.

Mayor Riley wanted to skip some of the questions stating that "there is a lengthy agenda tonight", but Councilor Catherine Rodriguez reminded the Mayor that it was the Mayor who asked the Chief to provide these answers and she "would like to hear what he had to say."

Councilor Matthew Hodde said he hates that this is happening to this man and asked the Mayor, "Why you didn't just do this in private for his (*the man who was arrested*) sake. You could have just asked one of us to go along to resolve some of these problems." Councilor Hodde said he would be in favor of meeting with the Chief so we could have these answers, specifically, you, one other, us two and whomever you want. There was no reason to bring this to a Council meeting. You can do whatever you want but that's my opinion, I don't think you should have. That is not fair to Mr. (*the man who was arrested*).

Mayor Riley replied, "Well then let's just do that, I will ask Mr. (*the man who was arrested*), you, and me and the Chief and we will go through those questions and then if anyone has any questions from then... well."

Councilor Donna Charles stated that the questions the Mayor “submitted were very targeted, and very specific, and very directed, and the Chief is trying to answer those and now you don’t want to hear the answer.”

Mayor Riley responded, “I guess so. It’s very painful. I agree. Very painful.”

Councilor Charles continued by saying that she recommends that the Mayor “take it off the agenda and that it not be put on there again.”

Mayor Riley responded to Councilor Charles saying, “Did you not hear what I said? I said we were going to meet with Mr. (the man who was arrested), Mr. Hodde, and the Chief and then we’ll get the answers to the questions and if somebody wants the answers, then I will certainly share them with them but we’ll just do it this way because of, (sigh) how long and drawn out this has been taking and it has been very painful and I don’t like how it has been portrayed and I didn’t realize Mr. (the man who was arrested) was going to be all over this page.”

Councilor Charles said that her next comment was that she did not know why this item was being addressed for one person. Mayor Riley replied that she would have addressed it for any citizen that had a concern with it. It was the concern that made her take it to the city attorney who came up with the Self Surrender Policy as an alternate way to handle this.

Councilor Will Bradshaw said the Chief was making the presentation in an effort to “smear the Mayor, Mr. (the man who was arrested), himself (Councilor Bradshaw) and that it was within his right to video a seventy-eight (78) year old man being arrested and that it was within his right to do so. Councilor Bradshaw added that the point of this agenda item was to find out why Mr. (the man who was arrested) wasn’t notified that there was a warrant out for his arrest.

Councilor Will Bradshaw motioned to add to the next agenda, July 21, 2020, an item for discussion and possible action on the misuse of City funds and resources by the Leon Valley Police Chief and the City Manager as well as the use of official oppression against the citizens and business owners of Leon Valley.

Councilor Matthew Hodde stated that he would second the item for discussion. I have had numerous citizens, from both sides, say that we need to have seconds so we can discuss and I would like to know more about what he is talking about.

Mayor Riley confirmed with Councilor Bradshaw that he was asking for an item to be placed on the next agenda. Mayor Riley repeated this three times and Councilor Bradshaw confirmed that she was “correct”.

Mayor Riley asked Councilor Bradshaw if it was a second to place the item on the agenda or if it was a second for discussion.

Councilor Bradshaw began speaking about conversing with the Chief of Police about other topics which were off this agenda topic. One of the Councilors and the Mayor attempted to get him to stop speaking but he kept going and when he did stop, he told the Mayor to “be

careful because they are going to try to set you up” and then it became inaudible.

Councilor Charles told Councilor Bradshaw that this sounded like “smearing”.

Mayor Riley stated that she was going to postpone this agenda if she could get a motion for that and that she would meet with Mr. (the man who was arrested), Mr. Hodde, the Chief and we’ll go from there. If Mr. (the man who was arrested) will be there and if not, we three will be. Councilor Hodde replied that Mr. (the man who was arrested) didn’t need to be there to which Mayor Riley replied she would ask him and then asked Councilor Hodde if he would like to make a motion to that. Councilor Hodde replied that he didn’t know that a motion was needed to discuss or talk to the Chief.

The Mayor announced “I have a motion from Mr. Bradshaw to add something to the next agenda. Do I have a second for that? Chief Salvaggio said “You already have a motion and a second for that ma’am.” Then City Secretary Sandra Passailaigue also informed Mayor Riley that there was already a motion and a second on the floor for that.

Mayor Riley said all those in favor say Aye. Councilor Will Bradshaw responded with “Aye” but nothing else was heard.

Mayor Riley asked City Secretary Passailaigue to take a roll call vote.

Councilor Will Bradshaw interrupted Mayor Riley saying “Mayor I don’t think we need a to have a vote on this. Just a motion and a second to have something added to the agenda. I think it’s done. That’s the action.”

City Secretary Passailaigue replied to Councilor Bradshaw that a motion and a second do require a vote.

City Secretary Passailaigue said “Mayor this does require a vote.”

Mayor Riley asked City Attorney Charles Zech if “this required a vote or if a motion and a second to put something on the agenda enough.”

City Attorney Zech read from the City Charter which states that an agenda item can be added to the agenda with the agreement of two (2) members of Council. However, an agreement and a motion are two different things. A motion and a second do require a vote.

Councilor Bradshaw said he was confused on what the difference between the two were but that “agreeing and seconding were the same” to him.

City Attorney Zech gave further explanation but this whole discussion about how to get an item on an agenda was off topic.

Councilor Matthew Hodde withdrew his second on the previous motion.

Councilor Will Bradshaw stated that he didn't "expect the majority of Council would want to discuss this because of their leader, the City Manager and the Police Chief."

Councilor Catherine Rodriguez pointed out that was a personal attack on the "majority of Council"; and "our leader", what is that supposed to mean?"

Mayor Riley said we would move on and asked City Attorney if we needed a motion to do that. He responded no, move on.

**RESULT:      PRESENTED**

### **CITY MANAGER'S REPORT**

City Manager Kelly Kuenstler reminded everyone that the City Manager's Report is posted on the website as well as placed on the table in the foyer for all interested. City Manager Kuenstler then supplemented that report with new information with: a) The LVFD made 15 friendly contacts on the 4th of July asking residents not to light fireworks. All residents were cooperative. b) Executive Administrative Assistant to the City Manager, Angela Trejo is currently attempting to contact each member of City Council to schedule individual budget workshops to be held at the end of July. c) Welcome to new Librarian Regina Reed who was the library director of the City of Castroville for 2 years and is currently the library director at Hallmark University. d) Today is recognized as Texas' Fallen Law Enforcement Officer Day. It was designated with the signing of HB 3042 during the 8<sup>th</sup> legislative session following the 2016 attack of peace officers in Dallas, TX which resulted in 5 officer's lives lost. e) Councilor Alcocer asked the City Manager to discuss the three Reserve Officers and the article about them in the paper. City Manager Kuenstler spoke with City Attorney Zech and he said this would need to be placed on the agenda to be discussed so I will get that placed on an agenda for discussion.

### **Upcoming Important Events:**

- **Next Regular City Council Meeting Tuesday, July 21, 2020, at 6:00 p.m. in Council Chambers**
- **Miscellaneous other events and announcements**

**RESULT:      PRESENTED**

### **CITIZENS TO BE HEARD**

- Norma Shirotori spoke about the recent arrest of a citizen after the City Council meeting.
- Richard Blackmore congratulated LVPD Chief Joseph Salvaggio for being mentioned in Texas Town and Country and City Manager Kelly Kuenstler for being named the Number 1 City Manager in the State; about the comments and terms being said by him and wanted to clarify that he said "4 more to go" and "Scum sucking pigs"; and asked that "God help Leon Valley".

Mayor Riley read comments from citizens that were submitted by e-mail from:

- Rita Burnside regarding fireworks
- Deborah Termure regarding home for veterans
- Benny Martinez regarding assault on Josh Stevens
- Hilda Gomez regarding the 3 Reserve Officers (Mayor ran out of time but said she will continue reading the e-mail during the last citizens to be heard)
- Chuck James - non citizen so his was not read.
- Wade Ivy - non citizen so his was not read.
- Justin Pulliam - non citizen so his was not read.

Councilor Matthew Hodde called a Point of Order and was recognized by Mayor Riley. Councilor Hodde said that the Council has discussed this at nauseum but please do not bring this up in the interest of brevity any longer. If there is a way for staff to send these onto us by e-mail, we can just read them on our own. Mayor agreed and said that was a good idea.

### **ANNOUNCEMENTS BY THE MAYOR AND COUNCIL MEMBERS**

- Councilor Donna Charles said she was glad that everyone was staying healthy and well and taking the appropriate precautions; and encouraged to continue.
- Councilor Catherine Rodriguez echoed Councilor Charles's comment; and asked that everyone keep the military and 1<sup>st</sup> responders in mind.
- Councilor Monica Alcocer said she used the Library's curbside service and it was very efficient; read books and cut out the hatred and animosity; smile and be kind to one another.
- Councilor Matthew Hodde told jokes; and asked the audience to participate in a joke which some did.
- Councilor Will Bradshaw thanked those in attendance; wished everyone a happy July 4<sup>th</sup>; he is sad; he has been ill.
- Mayor Chris Riley spoke about the census; July 4<sup>th</sup>; Mayor's Emergency Management Article; and asked everyone to join her in wishing Councilor Monica Alcocer a very happy birthday.

### **CONSENT AGENDA**

A motion was made by Councilor Donna Charles and seconded by Councilor Matthew Hodde to adopt the Consent Agenda as presented.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Donna Charles, Council Place 1
<b>SECONDER:</b>	Matthew Hodde, Council Place 4
<b>AYES:</b>	Monica Alcocer, Donna Charles, Catherine Rodriguez, Matthew Hodde, Will Bradshaw

**Consideration of the Following City Council Minutes:**

- a. Regular Meeting- December 3, 2019 6:00 PM
- b. Special Meeting- June 4, 2020 6:00 PM
- c. Special Meeting for Executive Session- June 16, 2020 5:45 PM
- d. Regular Meeting- June 16, 2020 6:00 PM

**Acceptance of Committee Minutes:**

- 02-11-2020 Zoning Commission Minutes
- 02-25-2020 Zoning Commission Minutes
- 03-10-2020 Zoning Commission Minutes
- 05-11-2020 Economic and Community Development Advisory Committee Meeting Minutes
- 05-26-2020 Zoning Commission Minutes

**Presentation of the Census Count Committee Annual Report 2020**

**Discussion and Possible Action on a Resolution Making an Appointment to The Leon Valley Public Library Board of Trustees (M&C # 2020-07-07-01 S. Passailaigue)**

**Presentation, Discussion, and Possible Action to Partially Fund Relocation Cost Associated with Business Retention of Tuxedo Jones, Located at 6510 Bandera (M&C # 2020-07-07-02 W. Cox)**

**Presentation of the Economic and Community Development Advisory Committee 2020 Annual Report**

**Discussion and Possible Action to Adjust the Program Fund Amount Allocated to Support Small Businesses Located in Leon Valley Through the Disbursement of Economic and Community Development Funds. (M&C # 2020-07-07-03 W. Cox)**

**Discussion and Possible Action Regarding the Cancellation of the July 25, 2020, Coffee with the Mayor & City Council (M&C # 2020-07-07-04 S. Passailaigue)**

## **REGULAR AGENDA**

### **Presentation and Discussion on an Ordinance Amending Section 15.02.381, Permitted Use Table of the City of Leon Valley Code of Ordinances, Regarding Automobile Lubrication Facilities and Small Arms Firing Ranges (Indoor Only) in the Sustainability Overlay District; and a Public Hearing on Said Amendment (1st Reading as Required by City Charter) (M&C # 2020-07-07-10 B. Melland)**

Brandon Melland, Planning & Zoning Director, presented this item on behalf of applicant Mr. McCall who is asking that the City Council consider amending Section 15.02.381, Permitted Use Table of the City of Leon Valley Code of Ordinances, to allow automobile lubrication facilities (lubrication only) and small arms firing ranges (indoor only), to be allowed with Specific Use Permit approval, in the Sustainability Overlay District (SO District), under limited circumstances.

The SO District at its core, was primarily intended to initiate and guide the redevelopment of existing properties in some of the City's commercial areas and specifically along Bandera Road. It was intended to limit the perpetuation of heavier commercial uses and dilapidated properties in these areas, while facilitating new higher quality mixed-use development that would build long-term value and improve the character of the City.

In any urban redevelopment scenario however, there will be a transition period. Although it has been 10 years since the adoption of the Sustainability Overlay District, the redevelopment of these areas is a process that is still in its infancy, and there is much transition time still left.

Staff has had the opportunity to observe the ongoing implementation of the SO District (as well as the Commercial/Industrial Overlay and Gateway Overlay Districts) throughout the City, and believes that the implementation of the SO District has generally been successful in revitalizing Bandera Road and initiating several new high-quality developments.

However, Staff also believes that some flexibility is necessary for properties within the SO District, that are developed with buildings that were specifically designed for certain uses that became prohibited with the application of the SO District in 2009. Among those uses are automobile lubrication facilities and small arms firing ranges.

While additional amendments may be necessary to be considered at a later date, most recently automobile lubrication facilities and small arms firing ranges have been identified as necessary for consideration at this time.

Mayor Riley opened the Public Hearing at 7:54 PM

Those who spoke on this item were: Manuel Rubio; Richard Blackmore; and Mr. McCall

There being no further public comments; Mayor Riley closed the Public Hearing at 7:55 PM



<b>RESULT:        FIRST READ</b>
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## **ORDINANCE**

**Presentation, Discussion, and Possible Action on an Ordinance on a Request by Manuel Rubio for a Zone Change From B-3, Commercial District with SO, Sustainability Overlay District Zoning, to B-3, Commercial District, with CIO, Commercial Industrial Overlay District Zoning on Approximately 5 Acres Generally Located on the East Side of Timber Hill Drive, approximately 600 Feet South of Grissom Road (1st Reading was Held on 06-04-2020) (M&C # 2020-07-07-05 B. Melland)**

Brandon Melland, Planning & Zoning Director presented the item for a second read. Manuel Rubio and Derek Schriver, CPA were also present to answer questions regarding this request.

There was a lengthy discussion on this item.

Mayor Chris Riley read letter that was submitted by: State Representative Ray Lopez

A motion was made by Councilor Donna Charles and seconded by Councilor Monica Alcocer to deny the request.

Mayor Riley asked City Secretary Sandra Passailaigue to take a roll call vote.

City Secretary Passailaigue proceeded with a roll call vote to which the City Council replied: Councilor Donna Charles - Aye; Councilor Catherine Rodriguez - Abstain; Councilor Monica Alcocer - Aye; Councilor Matthew Hodde - Nay; and Councilor Will Bradshaw - Nay.

Being that there was a tie vote; Mayor Chris Riley was also able to vote to which she voted - Nay

Mayor Riley announced the motion was defeated.

<b>RESULT:</b>	<b>DEFEATED [2 TO 3]</b>
<b>MOVER:</b>	Donna Charles, Council Place 1
<b>SECONDER:</b>	Monica Alcocer, Mayor Pro-Tem, Council Place 3
<b>AYES:</b>	Monica Alcocer, Donna Charles
<b>NAYS:</b>	Chris Riley, Matthew Hodde, Will Bradshaw
<b>ABSTAIN:</b>	Catherine Rodriguez

A motion was made by Councilor Will Bradshaw to adopt the ordinance approving the zoning change as presented. The motion was seconded by Councilor Matthew Hodde.

Mayor Riley asked City Secretary Sandra Passailaigue to take a roll call vote.

City Secretary Passailaigue proceeded with a roll call vote to which the City Council replied: Councilor Donna Charles - Nay; Councilor Catherine Rodriguez - Abstain; Councilor Monica Alcocer - Nay; Councilor Matthew Hodde - Aye; and Councilor Will Bradshaw - Aye.

Again, being that there was a tie vote; Mayor Chris Riley was also able to vote to which she voted - Aye

Mayor Riley announced the motion carried.

<b>RESULT:</b>	<b>ADOPTED [3 TO 2]</b>
<b>MOVER:</b>	Will Bradshaw, Council Place 5
<b>SECONDER:</b>	Matthew Hodde, Council Place 4
<b>AYES:</b>	Chris Riley, Matthew Hodde, Will Bradshaw
<b>NAYS:</b>	Monica Alcocer, Donna Charles
<b>ABSTAIN:</b>	Catherine Rodriguez

**Presentation and Discussion on an Ordinance of the City of Leon Valley, TX. City Council Amending the General Fund Budget of the City of Leon Valley, Texas Municipal Budget for the Fiscal Year 2019-2020 in the Amount of \$1,500 to Provide Funding for the Summer Reading Program Grant Received from the Dollar General Literacy Foundation; Providing for Repealer, Severability and Savings Clauses; and Providing for an Effective Date (1st Reading was Held on 06-16-2020) (M&C # 2020-07-07-06 C. Caldera)**

ACM/HR Director Crystal Caldera presented the item with no changes from the first read.

A motion was made by Councilor Catherine Rodriguez and seconded by Councilor Donna Charles to adopt as presented.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Catherine Rodriguez, Council Place 2
<b>SECONDER:</b>	Donna Charles, Council Place 1
<b>AYES:</b>	Monica Alcocer, Donna Charles, Catherine Rodriguez, Matthew Hodde, Will Bradshaw

**Presentation, Discussion and Possible Action on an Ordinance Amending the Emergency Disaster Ordinance to Incorporate State of Texas Governor's Executive Order GA-28 and subsequent GA-28 amendment, Governor's Executive Order GA-29, Bexar County Judge Executive Order NW-12, and Discussion on Amendment of Leon Valley Local Emergency Declaration 2020-27 (M&C # 2020-07-07-07 J. Salvaggio)**

Chief of Police Joseph Salvaggio presented the item seeking City Council consideration of an amendment to Ordinance 2020-27 of the Leon Valley Local Ordinance and Adopt Texas Governor Greg Abbott's Executive Order GA-28 and its Subsequent Amendment to GA-28, Governor's Executive Order GA-29, and Bexar County Judge Nelson Wolff's Executive

Order NW-12.

A motion was made by Councilor Monica Alcocer and seconded by Councilor Donna Charles to adopt the ordinance as discussed.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Matthew Hodde, Council Place 4
<b>SECONDER:</b>	Donna Charles, Council Place 1
<b>AYES:</b>	Monica Alcocer, Donna Charles, Catherine Rodriguez, Matthew Hodde, Will Bradshaw

**Presentation and Discussion on an Ordinance on a Request by ARCA FV Properties, LLC, for a Specific Use Permit for Entertainment-Outdoor Use at 999 Shadow Mist; Generally Located on the East Side of Shadow Mist Road at the intersection of Shadow Mist Road and Avedisian Drive; and a Public Hearing on Said Request (1st Reading as Required by City Charter) (M&C # 2020-07-07-11 B. Melland)**

Brandon Melland, Planning & Zoning Director, presented this item on behalf of applicant Mr. Arturo Ferrer who is requesting a Specific Use Permit (SUP) for Entertainment Outdoor Use at 999 Shadow Mist. The property is currently developed as the Olympus Soccer Complex. The complex was originally developed in 2015. The City's zoning code classifies an outdoor soccer complex as "Entertainment-Outdoor" and requires SUP approval for properties located in the B-1 District, prior to permitting for development. In anticipation of the original development, the owners applied for - and were granted - an SUP in 2010.

The complex is currently developed with one soccer field and limited parking. The applicants desire to add an additional field and additional parking. However, their proposed layout for the additional field and new associated parking does not comply with the site plan approved with the previous SUP. As SUP's require approval of a site plan to ensure that developments are developed as (specifically) approved, the soccer field owners must amend their original SUP to gain approval of their desired expansion and new site configuration. An SUP amendment is processed in the same manner as a standard SUP.

Director Melland concluded the presentation by saying that the Planning & Zoning Commission recommended unanimous approval during their June 9, 2020, subject to the following conditions: That the property be developed in accordance with Exhibits A and B in its entirety; That the restroom facilities shall be constructed prior to the issuance of a Certificate of Occupancy for the use of Proposed Field #2 on Exhibits A & B; That the property shall be required to connect to City of Leon Valley water and sewer services for all on-site facilities; and That field lights will be turned off by 9:30 p.m.

Mayor Riley opened the Public Hearing at 10:50 PM

There being no public comments; Mayor Riley closed the Public Hearing at 10:50 PM

**RESULT: FIRST READ**

A motion was made by Councilor Catherine Rodriguez to move Agenda Items 8.4 and 8.5 to the July 21st meeting. The motion was seconded by Councilor Donna Charles.

**RESULT: APPROVED [UNANIMOUS]**

**MOVER:** Catherine Rodriguez, Council Place 2

**SECONDER:** Donna Charles, Council Place 1

**AYES:** Monica Alcocer, Donna Charles, Catherine Rodriguez, Matthew Hodde, Will Bradshaw

**Discussion and Possible Action on an Ordinance Amending Section 1.04.001 of the City of Leon Valley Code of Ordinances to Consolidate the Meeting Date and Time Rules with the Rules of Conduct and Decorum for Public Meetings and Hearings Held by the City Council as Adopted in Ordinance No. 2019-48 and by Amending the Rules of Conduct and Decorum to Allow Councilors to Appeal the Presiding Officer's Determination Regarding Violations of Rules of Conduct and Decorum for Public Meetings and Hearings Held by the City Council and by Making Non-Substantive Organizational Revisions to the Rules of Conduct and Decorum (1st Read was Held 12-17-2019, Second Read was Held 06-16-2020) (M&C # 2020-07-07-08 K. Kuenstler)**

City Manager Kelly Kuenstler presented the item for purpose of amending to the Rules of Conduct and Decorum with substantive and non-substantive changes. The purpose of the substantive revisions and the purpose for non-substantive re-organizational revisions are noted in comments in the right-hand margin of the rules.

There was a lengthy discussion on this item.

A motion was made by Councilor Monica Alcocer to move this item to the July 21st meeting agenda as long as it is the first item on the agenda. The motion was seconded by Councilor Catherine Rodriguez.

**RESULT: APPROVED [4 TO 0]**

**MOVER:** Monica Alcocer, Mayor Pro-Tem, Council Place 3

**SECONDER:** Catherine Rodriguez, Council Place 2

**AYES:** Monica Alcocer, Donna Charles, Catherine Rodriguez, Matthew Hodde

**ABSTAIN:** Will Bradshaw

A motion was made by Councilor Monica Alcocer to accept b, d, and change f change "banned" to "remove"; and get suggested revisions to City Manager Kuenstler by Friday, July 10th at 5:00 PM. The motion was seconded by Councilor Catherine Rodriguez.

City Secretary Sandra Passailaigue read an e-mail from: Lyn Joseph

<b>RESULT:</b>	<b>APPROVED [4 TO 1]</b>
<b>MOVER:</b>	Monica Alcocer, Mayor Pro-Tem, Council Place 3
<b>SECONDER:</b>	Catherine Rodriguez, Council Place 2
<b>AYES:</b>	Monica Alcocer, Donna Charles, Catherine Rodriguez, Matthew Hodde
<b>NAYS:</b>	Will Bradshaw

### **REGULAR AGENDA CONTINUED**

**Presentation, Discussion, and Possible Action to Approve a Resolution Awarding a Bid and Authorizing the City Manager to Sign a Contract with Clark Construction of Texas, Inc., in the Amount of \$752,820.48, with 15% For Contingency, for the Year 3 Street Maintenance Project. (M&C # 2020-07-07-09 D. Dimaline)**

A motion was made by Councilor Matthew Hodde and seconded by Councilor Catherine Rodriguez to adopt the resolution as written.

<b>RESULT:</b>	<b>ADOPTED [4 TO 1]</b>
<b>MOVER:</b>	Matthew Hodde, Council Place 4
<b>SECONDER:</b>	Catherine Rodriguez, Council Place 2
<b>AYES:</b>	Monica Alcocer, Donna Charles, Catherine Rodriguez, Matthew Hodde
<b>NAYS:</b>	Will Bradshaw

**Discussion and Possible Action on a Resolution Approving a Variance to Section 13.02.074(3) of the City of Leon Valley Code of Ordinances, Regarding Heritage Tree Removal; to Allow for the Removal of Two (2) Heritage Ash Trees at 7125 and 7129 Bandera Road, Generally Located on the East Side of Bandera Road Approximately 450 Feet South of Linkwood Drive (1st Reading as Required by City Charter) (M&C # 2020-07-07-12 B. Melland)**

This item was moved to the July 21, 2020 agenda.

**Presentation and Discussion on an Ordinance on a Request by Jay Castaneda, for a Specific Use Permit for a New Commercial Development at 7125 and 7129 Bandera Road; Generally Located on the East Side of Bandera Road Approximately 450 Feet South of Linkwood Drive; and a Public Hearing on Said Request (1st Reading as Required by City Charter) (M&C # 2020-07-07-13 B. Melland)**

This item was moved to the July 21, 2020 agenda.

**Presentation and Discussion on an Ordinance of the City of Leon Valley, TX. City Council Amending the General Fund Budget of the City of Leon Valley, Texas Municipal Budget for the Fiscal Year 2019-2020 in the Amount of \$630,991 to Provide Funding for the CARES Act; Providing for Repealer, Severability and Savings Clauses; and Providing for an Effective Date (1st Reading as Required by City Charter) (M&C # 2020-07-07-14 K. Kuenstler)**

City Manager Kelly Kuenstler presented the item regarding the Coronavirus Aid, Relief, and Economic Security (CARES) Act was passed by Congress with overwhelming, bipartisan support and signed into law by President Trump on March 27th, 2020. This relief package is currently over \$2 trillion dollars and is meant to protect the American people from the public health and economic impacts of COVID-19. On June 16, 2020, Council approved an Inter Local Agreement between Bexar County and the City of Leon Valley so that the City could receive reimbursement for expenses related to COVID-19 from the CARES Act. The City of Leon Valley's allocation of the CARES Act Fund is \$631,675 for COVID related expenses if expenses are approved by the Bexar County Auditor. Prior to any reimbursement the City must first submit a Budget Summary to Bexar County for approval and once approved the City can submit paid invoices to Bexar County for reimbursement. Each invoice is subject to final approval by the Bexar County Auditor.

City Manager Kuenstler concluded the presentation saying that the City submitted the Budget Summary on June 26, 2020 to Bexar County in the amount of \$630,991 for approval. Bexar County has not approved the City of Leon Valley's budget request as of this evening. Therefore, a budget adjustment in the amount of \$630,991 is needed in order to expend the funds.

The presentation was followed by discussion.

Councilor Will Bradshaw read an e-mail submitted by: Hilda Gomez

Mayor Chris Riley asked that this item be placed at the top of the next agenda.

<b>RESULT:      FIRST READ</b>
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**CITIZENS TO BE HEARD**

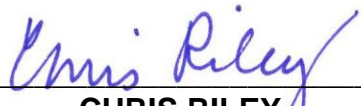
Mayor Chris Riley read an e-mail that was submitted by: Lyn Joseph


**ADJOURNMENT**

Mayor Riley announced that the meeting adjourned at 1:11 AM.

These minutes approved by the Leon Valley City Council on the 6th of April, 2021.

APPROVED

  
\_\_\_\_\_  
**CHRIS RILEY**  
MAYOR

ATTEST:   
**SAUNDRA PASSAILAIGUE, TRMC**  
CITY SECRETARY

