



**CITY OF LEON VALLEY**  
**CITY COUNCIL REGULAR MEETING**  
Leon Valley City Council Chambers  
6400 El Verde Road, Leon Valley, TX 78238  
Tuesday, May 1, 2018

**MINUTES**

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1. **6:00 PM** Call to Order, Determine a Quorum is Present, Pledge of Allegiance.

Attendee Name	Title	Status	Arrived
Chris Riley	Mayor	Present	
Benny Martinez	Mayor Pro Tem	Present	
David Edwards	Council Place 1	Present	
Belinda Ealy	Council Place 2	Present	
Monica Alcocer	Council Place 3	Present	
David Jordan	Council Place 5	Present	

Also present was City Manager Kelly Kuenstler, ACM/HR Director Crystal Caldera, City Secretary Sandra Passailaigue, City Attorney Denise Frederick, Library Director Sandy Underwood and Staff, Community Development Felisha Novan, Planning & Zoning Director Brandon Melland, Public Works Assistant Director David Dimaline, LVFD Assistant Chief Blake Wade, Deputy Fire Marshal Eric Burnside, Permit Technician Ana Federico, Planning Technician Christina Garcia, Special Events/Community Center Manager Maribel Mendoza, LVFD Captain Todd Morgan and LVPD Chief Joseph Salvaggio.

Mayor Riley welcomed everyone and asked students from Incarnate Word to lead the Pledge of Allegiance.

Mayor Riley asked for all cell phones to be silenced.

### **Presentations**

#### **Good Neighbor Award - Church of Jesus Christ of Latter Day Saints (Bart Huffman)**

Mayor Chris Riley presented Mr. Bart Huffman of the Church of Jesus Christ of Latter Day Saints a Good Neighbor Award for all the work that they did on March 24, 2017 rehabilitating the "Quiet Area Path" at Raymond Rimkus Park.

**Presentation of the 2017 Achievement of Excellence in Libraries Award to the Leon Valley Public Library (Gretchen Pruett, Texas Municipal Library Directors Association and Sandy Underwood, Library Director)**

Mayor Chris Riley announced and presented the Leon Valley Public Library Director Sandy Underwood and Staff the 2017 Achievement of Excellence in Libraries Award to the Leon Valley Public Library.

## **City Manager's Report**

### **Upcoming Important Events**

- Next City Council Meeting May 15, 2018, at 6:00 p.m.
- Last day of Election Early Voting is today, May 1<sup>st</sup> at 8:00 p.m.
- Election Day - Saturday, May 5, 2018. Polls open from 7:00 a.m. to 7:00 p.m.
- Library Summer Reading Program Kick Off, Saturday, June 9, 2018, at 10:30 a.m.
- Miscellaneous other events and announcements

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) Reminded everyone of the workshop on May 7<sup>th</sup> on property tax appeals with CoSA Councilor Ana Sandoval. B) The National Take Back this year was the biggest Leon Valley has ever seen. The LVPD collected 36 full boxes (956 pounds) of drugs. C) LVFD sent three to the Calgary Tower Climb in Canada on April 29<sup>th</sup>. Matt Suddell, Eric Burnside and Eli Garcia represented not only Leon Valley but the US. Matt Suddell placed 1<sup>st</sup> in the climb. These firefighters paid their own way for the experience and to represent this City and Country. D) Old Mill and Silo Parks playground equipment has been ordered and is expected to arrive in 4-6 weeks. The Ridge at Leon Valley Park outdoor fitness equipment was also ordered and expected to arrive in 4-6 weeks. E) The new mowing crew has been working to assure all 3 mow zones are routinely completed. F) Quik-Trip made their final payment for review plan for their gas tanks today and submitted final plans. G) Letters were sent out to Leon Valley residents last week reminding them that our code requires solid waste service. This letter has yielded many new account hook ups but unfortunately some letters went out to residents in error who had accounts but had not made payments so Tiger is remedying that.

Mayor Riley thanked City Manager Kuenstler for her recent post on "How to Communicate with the City of Leon Valley"; and asked that Judge assigned community service hours be included in future City Manager Reports.

### **Citizens to Be Heard**

None

### **Announcements by the Mayor and Council Members**

Councilor Belinda Ealy said she has had a cold and is looking forward to good weather.

Councilor David Jordan thanked everyone for coming out and reminded everyone to go vote.

Councilor Benny Martinez also reminded everyone to go vote.

Councilor Monica Alcocer spoke about rumors and asked that people come to her if they hear something about her and she will speak with them instead of spreading rumors. Councilor Alcocer also reminded people to get out and see the hummingbirds and fireflies.

Councilor David Edwards asked that people please vote and thanks for coming.

Mayor Riley reminded citizens to register for the CoLV pool season; spoke about issues from the April 28<sup>th</sup> Coffee with the Mayor & City Council: Tiger lids need to be closed; infrastructure; Tobacco 21; sign ordinance amendments and task force; goals and objectives; Evers Road Bridge update.

City Manager Kuenstler clarified that the million dollar grant is for a study, no construction.

### Motion

A motion was made by Councilor Alcocer and seconded by Councilor Belinda Ealy to move Item 6.1 (Huebner Timberhill CDBG Budget Adjustment) to follow Item 7.2 as it is a second read and should be in the Ordinance section of the agenda.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Monica Alcocer, Council Place 3
<b>SECONDER:</b>	Belinda Ealy, Council Place 2
<b>AYES:</b>	Martinez, Edwards, Ealy, Alcocer, Jordan

### Ordinance

**Discussion and Possible Action on an Amendment to Ordinance No. 2018-24 to Correct a Budget Adjustment from the General Fund to the Stormwater Fund In The Amount of \$123,724.43 to Fund the Drainage Improvement CDBG Project at Huebner and Timberhill; and Authorizing a Budget Adjustment in the Amount of \$123,724.43 to the Stormwater Fund (1st Reading held on 4-17-18) (M&C # 2018-05-01-02 M. Moritz)**

A motion was made by Councilor Benny Martinez and seconded by Councilor Monica Alcocer to adopt as presented.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Benny Martinez, Mayor Pro Tem
<b>SECONDER:</b>	Monica Alcocer, Council Place 3
<b>AYES:</b>	Martinez, Edwards, Ealy, Alcocer, Jordan

**Discussion and Possible Action on Ordinance Revising the Leon Valley Code of Ordinances, Chapter 1 General Provisions, Article 1.06 Boards, Commissions, and Committees, to Create a New Article 1.06.006 Board Appointments and Succession (1st reading was held on 4/17/18) (M&C # 2018-05-01-03 M. Moritz)**

Planning & Zoning Director Brandon Melland and Zoning Chair Hal Burnside presented.

A motion was made by Councilor Benny Martinez and seconded by Councilor David Edwards to table this item.

Councilors Martinez and Edwards withdrew the previous motion.

A motion was made by Councilor Benny Martinez and seconded by Councilor Monica Alcocer to adopt with removal of the last sentence on page 33 under Subsection B; adding until all alternates recommendations have been exhausted .

<b>RESULT:</b>	<b>ADOPTED AS AMENDED [UNANIMOUS]</b>
<b>MOVER:</b>	Benny Martinez, Mayor Pro Tem
<b>SECONDER:</b>	Monica Alcocer, Council Place 3
<b>AYES:</b>	Martinez, Edwards, Ealy, Alcocer, Jordan

**Discussion and Possible Action on an Ordinance Authorizing a Variance for Property Owner Alberto Milmo, for a Variance to the Leon Valley Code of Ordinances, Article 3.04, Section 3.04.011 for 6007 Grissom Road (1st Read was Held on 04-17-2018) (M&C # 2018-05-01-04 F.Novan)**

Applicant was present and available for questions.

A motion was made by Councilor David Edwards and seconded by Councilor Monica Alcocer to adopt as presented.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	David Edwards, Council Place 1
<b>SECONDER:</b>	Monica Alcocer, Council Place 3
<b>AYES:</b>	Martinez, Edwards, Ealy, Alcocer, Jordan

**Discussion and Possible Action Authorizing a Variance for Property Owner Jonah Obasi, for a Variance to the Leon Valley Code of Ordinances, Article 3.04, Section 3.04.015 for the property located at 7228 Bandera Road (1st Reading Held on April 17, 2018) (M&C # 2018-05-01-05 F.Novan)**

Community Development Felisha Novan was present for questions.

There was a brief discussion.

A motion was made by Councilor Monica Alcocer and seconded by Councilor David Edwards to grant the variance with the addition to Section 1 on page 44 for the temporary construction sign to remain in place from the time the permit is issued to the time when construction is completed.

<b>RESULT:</b>	<b>ADOPTED AS AMENDED [UNANIMOUS]</b>
<b>MOVER:</b>	Monica Alcocer, Council Place 3
<b>SECONDER:</b>	David Edwards, Council Place 1
<b>AYES:</b>	Martinez, Edwards, Ealy, Alcocer, Jordan

## 7. **REGULAR AGENDA**

**Presentation and Discussion on An Ordinance Amending the City of Leon Valley's Code of Ordinances, Chapter 5 "Fire Prevention and Protection", Article 5.04, Creating Section 5.04.006, "Adopted International Wildland-Urban Interface Code" and Creating Section 5.04.007, "Amendments", By Adopting The International Wildland-Urban Interface Code, 2018 Edition With Amendments (1st Reading as required by the Leon Valley Charter) (M&C # 2018-05-01-06 Deputy Fire Marshal Eric Burnside)**

Deputy Fire Marshal Eric Burnside presented this item pointing out that the City of Leon Valley has currently adopted as ordinance, the International Fire Code, 2018 edition with amendments. The Wildland-Urban Interface Code, 2018 edition, is applied in the management of vegetation currently through reference, however a formal adoption by ordinance of the Wildland-Urban Interface code, 2018 edition is recommended. The City of Leon Valley is a designated Firewise Community by the National Fire Protection Association. This designation meets the highest standards in Wildland-Urban Interface land management. The formal adoption of the code would have little impact on development, and would benefit the communities Insurance Services Rating, and work to meet Best Practices by the Texas Fire Chiefs Association.

The newest model Wildland-Urban Interface code, the 2018 edition, was recently published by the International Code Council and is consistent with the recently adopted International Fire Code by the City of Leon Valley. The update to this code is necessary to ensure the most current construction and hazardous operations safety standards are maintained in the City of Leon Valley.

- Lyn Joseph spoke about access points near Stirrup Lane off the creek.

The presentation was followed by a brief discussion.

Councilor Benny Martinez asked that better maps be made available at the May 15<sup>th</sup> meeting. Deputy Fire Marshal Burnside said he could certainly provide them in quadrants to make it easier.

<b>RESULT:</b>	<b>FIRST READ</b>
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**Discuss and Consider Possible Action on an In Kind Grant by Northside Education Foundation for a request to waive fees for the use of the Conference Center at 6421 Evers Road for a Board of Directors Leadership Retreat (M&C # 2018-05-01-07 M.Mendoza)**

Special Events/Community Center Manager Maribel Mendoza presented the item on behalf of Cassandra Arredondo of Northside Education Foundation (NEF) who is requesting use of the Conference Center on Tuesday, June 19 from 1:00 p.m. - 5:00 p.m. for setup, Wednesday, June 20, 2018, from 8:00 a.m. - 5:00 p.m. for the annual board meeting and Thursday, June 21 from 7 a.m. - 10 a.m. for equipment pickup. The NEF has held its annual Board meeting at the Conference Center since 2014.

The request includes waiver of the deposit, facility, cleaning, and amenities.

On September 19, 2017, the City Council voted to, “require a deposit, no longer waive cleanup cost, no longer waive security, and add a setup fee which would be the same as the cleanup fee and not to waive the fee at the discretion of each application coming to Council - "Council having the discretion to modify as situation warrants”.

The In Kind Grant Committee reviewed the request and is forwarding an affirmative recommendation. The points required are a minimum of 20 and this request scored 20 out of 30.

Mayor Riley read aloud a letter submitted by Kathy Hill in support of the waiver.

- Carmen Sanchez stated that she “felt the questions to be abrupt and aggressive”.

A motion was made by Councilor Monica Alcocer and seconded by Councilor David Jordan to approve as requested.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Monica Alcocer, Council Place 3
<b>SECONDER:</b>	David Jordan, Council Place 5
<b>AYES:</b>	Martinez, Edwards, Ealy, Alcocer, Jordan

**Discussion and Possible Action on an Ordinance Accepting the Southwest Regional Advisory Council Trauma Grant Award and Adjusting and Increasing the General Fund Budget in the Amount of \$3,760 for Leon Valley Fire Department EMS Supplies (1st Reading as required by the Leon Valley Charter) (M&C # 2018-05-01-01 B. Wade LVFD Assistant Chief)**

LVFD Assistant Chief Blake Wade presented this item for the purpose of this budget adjustment is to accept the Southwest Texas Regional Advisory Council trauma system grant of \$3,760 to purchase EMS supplies for the Leon Valley Fire Department Emergency Medical Service.

<b>RESULT:</b>	<b>FIRST READ</b>
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**The City Council shall meet in Executive Session to discuss the following: Section 551.071 Consultation with Attorney regarding the Public Purpose Doctrine, in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551 of the Texas Local Government Code.**

The City Council went into Executive Session at 7:47 p.m.

**Reconvene into Regular Session and take action on issues discussed in Executive Session if necessary**

The City Council reconvened into Open Session at 8:50 p.m. No action was taken.

**Citizens to be Heard**


- Cassie Rowse told the City Council "I like you guys, you say good thing most of the time and I like it when you smile".

**Adjournment**

Mayor Riley announced that the meeting adjourned at 8:51 PM.

**These minutes approved by the Leon Valley City Council on the 15th of May, 2018.**

APPROVED

  
CHRIS RILEY  
MAYOR



ATTEST:

**SAUNDRA PASSAILAIGUE, TRMC**  
CITY SECRETARY

