



**CITY COUNCIL MEETING**  
**CIBOLO MUNICIPAL BUILDING**  
200 S. MAIN  
June 14, 2016  
6:30 P.M.

**Minutes**

1. Call to Order – Mayor Dunn called the meeting to order at 6:30 pm.
2. Roll Call and Excused Absences – Council Present: Mayor Dunn, Council Members Schultes, Garrett, Gebhardt, Doty, Russell, Hogue and Weber; City Staff Present: City Manager Herrera, City Attorney Erkan, City Secretary Cimics, IT Director Badu, EDC Director Luft, Police Chief Cox, Fire Chief Niemietz, Engineering & Planning Director Klein, Public Works Director Fousse, City Planner Gonzalez and Executive Assistant Rogers
3. Invocation – Councilman Russell gave the invocation.
4. Pledge of Allegiance – All in attendance recited the Pledge of Allegiance.
5. Citizens to be Heard – This is the only time during the Council Meeting that a citizen can address the City Council. It is the opportunity for visitors and guests to address the City Council on any issue to include agenda items. All visitors wishing to speak must fill out the Sign-In Roster prior to the start of the meeting. City Council may not debate any non-agenda issue, nor may any action be taken on any non-agenda issue at this time, however, City Council may present any factual response to items brought up by citizens.

The following individuals signed up to be heard: Maggie Titterington from the Chamber spoke on different events that are upcoming at the Chamber. Nick Marquez from Main Street Ice House stated that everything was going well in the downtown area. He would like to see the ordinance changed for selling alcohol later on Friday and Saturday nights. Joel Hicks thanked the Mayor Dunn for attending the Flag Day Ceremony put on by Hermann Sons.

6. Presentation

A. Presentation of 10 year service award to Sergeant Mercer.

Mr. Herrera and the Mayor presented a 10 year Service Award to Sergeant Mercer from the Cibolo Police Department.

7. Consent Agenda – Consent Items (General Items)

(All items listed below are considered to be routine and non-controversial by the council and will be approved by one motion. There will be no separate discussion of these items unless a Council member

so requests, in which case the item will be removed from the consent agenda and will be considered as part of the order of business.)

- A. Approval of the minutes of the Regular City Council Meeting held on May 24, 2016.
- B. Approval of the minutes of the Joint Cibolo/Schertz/CVLGC Workshop held on May 25, 2016.
- C. Approval of the April 2016 Check Register pending final acceptance of the City's financial audit for the 2015/2016 Fiscal Year.
- D. Approval of the April 2016 Revenue and Expense Report pending final acceptance of the City's Financial audit for the 2015/2016 Fiscal Year.

Councilman Garrett made the motion to approve the consent agenda. Motion was seconded by Councilman Hogue. For: Council Members: Schultes, Gebhardt, Doty, Russell, Weber, Garrett and Hogue; Against: None. Motion carried 7 to 0.

8. Staff Updates/Discussion

- A. Fire Department
- B. Court
- C. Planning & Engineering Department
- D. Administration

Mr. Herrera gave a presentation that Cibolo was listed as number 20 on the 50 Safest Cities in Texas for 2016 as report by Safe Wise.

9. Discussion/Action

- A. Discussion/Approval of a recommendation from the Cibolo Blue Ribbon Committee to pursue extending and routing F.M. 1103 from Wagon Wheel Way to I.H. 10 via a toll road in partnership with the Texas Turnpike Corporation.

Mr. Coursen, Chairman of the Blue Ribbon Committee gave a report to the council on the committee's recommendation. Councilman Hogue made the motion to accept the recommendation of the Blue Ribbon Committee on pursuing a Feasibility Study on a portion of FM 1103 from Wagon Wheel Way to IH 10 via a toll road in partnership with the Texas Turnpike Corporation. Councilman Hogue stated that he wanted to make sure that Public Hearings or Town Hall Meeting were held so that all citizens had the opportunity to hear what the recommendations are and more about the feasibility study. Motion was seconded by Councilman Weber. For: All; Against: None. Motion carried 7 to 0.

- B. Discussion/Approval of a change to the Council Policy to add exceptions for individuals appearing before council for appointment and other administrative changes.

Council discussed the policy and changes were made to Part VII, Rule 2. Where the council has made four circumstances where an individual made not need to be present when appointments are made they changed number 1 and number 2. In both instances where it states immediate family member it will be changed to a family relative in the first degree of consanguinity and affinity. Number 3 will change military deployment to military obligation. Councilwoman Schultz made the

motion to except the changes as discussed above. Motion was seconded by Councilman Hogue. For: All; Against: None. Motion carried 7 to 0. Council Hogue made the motion to approve the Council Policy with the changes. Motion was seconded by Councilman Russell. For: All; Against: None. Motion carried 7 to 0.

- C. Discussion and direction to City Staff on preparing a service plan that provides for the extension of full municipal services to areas to be annexed as follows:

- Area 1: Approximately 13 acres, east of Cibolo Valley Drive on Green Valley Loop.

- Area 2: Approximately 15 acres, west of Cibolo Valley Drive on Kove Lane.

- Area 3: Approximately 718 acres, south of Schaeffer Road, east of Haeckerville Road and north of Lower Seguin Road.

- Area 4: Approximately 48 acres, north Bolton Road and east of Stolte Road.

Council gave direction to staff to move forward with preparing the service plan for the areas to be annexed.

- D. Discussion/Approval of the Bexar Metro 9-1-1 Network fiscal year 2017 proposed budget.

Councilman Doty made the motion to approve the Bexar Metro 9-1-1 Network fiscal year 2017 proposed budget. Motion was seconded by Councilwoman Gebhardt. For: All; Against: None. Motion carried 7 to 0.

- E. Discussion/Action on the removal, appointments and re-appointments to Planning and Zoning Commission, Board of Adjustments Commission, Capital Improvement Program (CIP), Charter Review Committee, Master Plan Committee, Youth Council and Cibolo Economic Development Corporation, and all other Committees, Commissions and Boards.

Council interviewed candidates for the Economic Development Corporation and the Planning and Zoning Commission.

- F. Discussion/Action on the review and confirmation of all upcoming special meetings and workshops and scheduling the time, date, and place of additional special meetings or workshops.

Council went over the calendar for June and July 2016.

## 10. Executive Session

The City Council will meet in Executive Session as authorized by the Texas Gov't Code Section 551.074 Personnel Matters and Section 551.071 Consultation with Attorney to discuss:

- A. Appointment of Directors to the Economic Development Corporation and the Planning and Zoning Commission.

- B. Discuss and receive a report from Special Legal Counsel and Staff concerning an application from the City of Cibolo to the Texas Public Utility Commission to obtain a portion of Green Valley's SUD wastewater CCN within the city limits of Cibolo, Texas.

- C. Receive legal advice from the City Attorney concerning Green Valley SUD lawsuit and civil action in the United States District Court.

- D. Discuss and receive a report from City Staff concerning filing a claim against Green Valley SUD for payment of franchise fees and requesting an audit of those payments.

Council convened into Executive Session at 7:55 pm.

## 11. Open Session

Reconvened into Regular Session and take action/or give direction, if necessary, on items discussed in Executive Session.

Council reconvened into Regular Session at 9:15pm.

No action was taken on item 10 B & 10 D.

Item 10A – Councilman Garrett made the motion to re-appoint Mr. Moraes, District 2 to the Planning & Zoning Commission. Motion was seconded by Councilman Doty. For: All; Against: None. Motion carried 7 to 0.

Councilman Doty made the motion to appoint Mr. Tim Bird, District 4 to the Economic Development Corporation. Motion was seconded by Councilman Weber. For: All; Against: None. Motion carried 7 to 0.

Councilwoman Gebhardt made the motion to appoint Mr. Brian Byrd, District 3 to the Economic Development Corporation. Motion was seconded by Councilman Hogue. For: All; Against: None. Motion carried 7 to 0.

Councilman Doty made the motion to re-appoint Ms. Hale, District 4 to the Planning & Zoning Commission. Motion was seconded by Councilman Weber. For: All; Against: None. Motion carried 7 to 0.

Councilman Russell made the motion to appoint Mr. Carlton, District 5 to the Planning & Zoning Commission. Motion was seconded by Councilwoman Schultz. For: All; Against: None. Motion carried 7 to 0.

Councilman Hogue made the motion to re-appoint Mr. Dufresne to the Planning & Zoning Commission. Motion was seconded by Councilman Weber. For: All; Against: None. Motion carried 7 to 0.

10C - Councilman Weber made the motion to ratified City Managers action to engage the City Attorney on the federal law suit filed by Green Valley Special Utility District. Motion was seconded by Councilwoman Schultz. For: All; Against: None. Motion carried 7 to 0.

## 12. Resolutions

- A. Approval/Disapproval of an resolution approving a bond resolution to be adopted by the Board of Trustees of the Canyon Regional Water Authority authorizing the issuance of obligations designated as “Canyon Regional Water Authority Tax-Exempt Contract Revenue Refunding Bonds (Wells Ranch 1 Project), Series 2016”, approving amendment no. 3 to the Water Supply Contract between the City of Cibolo, Texas, San Antonio Water System, Green Valley Special Utility District, East

Central Special Utility District, the City of Marion, Texas, Crystal Clear Special Utility District, Springs Hill Water Supply Corporation and the Canyon Regional Water Authority; authorizing the Mayor and the City Manager of the City of Cibolo, Texas to execute on behalf of the City of Cibolo, Texas all documents, including an approval certificate after the refunding bonds are sold, in connection with this transaction; and other matters in connection therewith.

Councilman Garrett made the motion to approve the resolution approving a bond resolution to be adopted by the Board of Trustees of the Canyon Regional Water Authority authorizing the issuance of obligations designated as “Canyon Regional Water Authority Tax-Exempt Contract Revenue Refunding Bonds (Wells Ranch 1 Project), Series 2016”, approving amendment no. 3 to the Water Supply Contract between the City of Cibolo, Texas, San Antonio Water System, Green Valley Special Utility District, East Central Special Utility District, the City of Marion, Texas, Crystal Clear Special Utility District, Springs Hill Water Supply Corporation and the Canyon Regional Water Authority; authorizing the Mayor and the City Manager of the City of Cibolo, Texas to execute on behalf of the City of Cibolo, Texas all documents, including an approval certificate after the refunding bonds are sold, in connection with this transaction; and other matters in connection therewith. Motion was seconded by Councilwoman Gebhardt. For: All; Against: None. Motion carried 7 to 0.

- B. Approval/Disapproval of an resolution approving a bond resolution to be adopted by the Board of Trustees of the Canyon Regional Water Authority authorizing the issuance of obligations designated as “Canyon Regional Water Authority Tax-Exempt Contract Revenue and Refunding Bonds (Lake Dunlap/Mid-Cities Project), Series 2016”, approving the Regional Water Supply Contract between the City of Cibolo, Texas, San Antonio Water System, Green Valley Special Utility District, East Central Special Utility District, the City of Marion, Texas, Crystal Clear Special Utility District, Springs Hill Water Supply Corporation and the Canyon Regional Water Authority; authorizing the Mayor or City Manager of the City of Cibolo, Texas to execute on behalf of the City of Cibolo, Texas all documents, including an approval certificate after the refunding bonds are sold, in connection with this transaction; and other matters in connection therewith.

This item was continued to the next regular scheduled Council Meeting.

13. Adjournment

Councilman Weber made the motion to adjourn the meeting at 10:06pm. Motion was seconded by Councilman Garrett. For: All; Against: None. Motion carried 7 to 0

PASSED AND APPROVED THIS 28<sup>TH</sup> DAY OF JUNE 2016.



Allen Dunn  
Mayor

ATTEST:



Peggy Cimics, TRMC  
City Secretary

