



## City of Garden Ridge

9400 Municipal Parkway  
Garden Ridge, Texas 78266-2600  
(210) 651-6632  
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### AGENDA

#### REGULAR CITY COUNCIL MEETING, JULY 3, 2013 AT 6:00 P.M.

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The Garden Ridge City Council will meet in a regular session on Wednesday, July 3, 2013 at 6:00 p.m. in the City Council Chambers, 9400 Municipal Parkway, Garden Ridge, Texas. This is an open meeting, open to the public, subject to the Open Meetings Law of the State of Texas, and as required by law, notice is hereby posted on June 28, 2013 before 5:00 p.m., providing time, place, date and agenda thereof. The meeting facility is wheelchair accessible and accessible parking spaces are provided. Requests for accommodations or interpretative services must be made 48 hours prior to this meeting.

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1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Citizen's Participation- Limit remarks to five (5) minutes per citizen

#### **Rules for Citizen's Participation:**

The City Council welcomes citizen participation and comments at all of their Council Meetings. As a courtesy to your fellow citizens and out of respect to our elected officials, we request that if you speak, that you please follow these guidelines.

- a. Direct your comments to the entire Council, not to an individual member, nor to the audience.
- b. Show the City Council the same respect and courtesy that you would like to be shown.
- c. Limit remarks to five (5) minutes per citizen during Item 4 and to three (3) minutes per citizen during Item 8.
- d. Citizen comments may be deferred to a specific Business Item set forth in Section 5, below, if such comments pertain to such Business Item

*NOTE: The Texas Open Meetings Act permits a member of the public or a member of the governmental body to raise a subject that has not been included in the notice for the meeting. However, any discussion of the subject **must be limited** to a proposal to place the subject on the agenda for a future meeting and any response to a question posed to the Council is limited to either a statement of specific factual information or a recitation of existing policy. TEX. GOV'T CODE § 551.042.*

5. Business Items

The City Council may discuss, consider and/or take possible action on the following items:

- a) Discussion and consideration on pursuing the enactment of a Vulnerable Road User Ordinance
- b) Receive public input, review, discuss and take action or authorize possible adjustments and/or modifications to the approved 2013 Schoenthal Road Project
- c) Update on the 2013 Paul Davis Park Restroom Facilities Project
- d) Update on the 2013 Elevated Storage Tank Maintenance Project
- e) Update and review of 2012 CIP Projects for streets, drainage and water line replacement
- f) Planning and Zoning Commission and City Water Commission recommendations on the Declarations of Covenants, Conditions and Restrictions of The Woodlands of Garden Ridge
- g) Planning and Zoning Commission recommendation on appointment of David Heier to fill vacancy in Place 5 of the Planning and Zoning Commission with term of office expiring September 30, 2013
- h) 2013 Budget Amendment #1 for the City of Garden Ridge General Fund, Water Fund, Interest and Sinking Fund and Capital Project Fund
- i) Resolution 303 approving Fiscal Year 2013 Budget Amendment #1 for the City of Garden Ridge General Fund for the period of October 1, 2012 through September 30, 2013
- j) Resolution 304 approving Fiscal Year 2013 Budget Amendment #1 for the City of Garden Ridge Water Fund for the period of October 1, 2012 through September 30, 2013
- k) Resolution 305 approving the Fiscal Year 2013 Budget Amendment #1 for the City of Garden Ridge Interest and Sinking Fund for the period of October 2012 through September 30, 2013
- l) Resolution 306 approving the Fiscal Year 2013 Budget Amendment #1 for the City of Garden Ridge Capital Improvement Fund for the period October 2012 through September 30, 2013
- m) Resolution 284-072013 through Resolution 302 -072013 Government/Municipal/Public Funds Bank Resolution updating signators on accounts held at American Bank of Texas by the City of Garden Ridge
- n) Award of bid for Wrecker Service and Vehicle Storage for the City of Garden Ridge
- o) Approval/Disapproval of the 2014 Comal Appraisal District Budget in accordance with Section 6.06(b) of the Texas Property Tax Code

- p) Approval/Disapproval of the Bexar Metro 9-1-1 Network District's Proposed Fiscal Year 2014 Budget in accordance with Texas Health & Safety Code, Chapter 772.309
- q) Resignation from Garden Ridge Police Officer Cary Bostian effective June 20, 2013
- r) Employment of Bryan Pelata as Police Officer for the City of Garden Ridge with a six (6) month probationary period and salary 5% less than salary set for said position during probationary period and employment pending the completion of all TCLOE required testing
- s) Update and possible action on public safety concerns in the Wild Wind Unit 3 Subdivision of Garden Ridge, Texas and to include City of Garden Ridge v. Vordenbaum, Inc. D/B/A Bracken Rifle and Pistol Range, (Cause No. C2011-1647A, in the 22<sup>nd</sup> Judicial District Court)

6. State of the City

The City Council may discuss, consider and/or take possible action on the following items:

- a) Financial Statement and Investment Report
  - May 31, 2013
- b) City Administrator Monthly Activity
  - Sign approvals since prior Council meeting
  - Community Center usage and financial report
  - Building Permits issued to date for residential, commercial and minor
  - Construction projects
  - Update on new city website
  - Update on TXDOT's FM 3009 Construction Project
- c) Public Works/Water Department Monthly Activity
  - Water pumping/usage from city wells
  - Water system infrastructure maintenance, repairs and/or projects
  - Water and/or Drought Management
  - Public Works projects
  - Animal Control apprehensions, nuisance/complaints, animal bites
  - Observations and activities of wildlife within the city
  - Update on isolated Oak Wilt case
- d) Police Department Monthly Activity
  - Citations issued
  - Warnings issued
  - Criminal activity within city
  - Code Compliance:
    - Citations & Warnings issued
    - Compliance achieved
- e) Recognition of employees and/or city events

7. Minutes

The City Council may discuss, consider and/or take possible action on the following items:

a) June 5, 2013 Regular City Council Meeting Minutes

8. Citizen's Participation – Limit remarks to three (3) minutes per citizen

See “Rules for Citizen’s Participation” under Item 4.

9. Reports and Comments from Mayor and City Councilmembers

The Mayor and/or City Councilmembers may comment, make general announcements and/or provide progress reports on events, activities and/or committees/board meetings concerning the following:

Northeast Partnership  
Schertz-Seguin Local Government Corporation (“SSLGC”)  
City Water Commission  
City Quarry Commission  
City Planning & Zoning Commission  
Garden Ridge Police Academy Alumni Association  
Citizen on Patrol  
Garden Ridge Lion’s Club  
Comal County  
Guadalupe County  
Bexar County  
San Antonio – Bexar County Metropolitan Planning Organization (“MPO”)  
TXDOT  
Crescent Hills Subdivision Proposal (on FM 3009)

10. Executive Session

The City Council will recess its open meeting and reconvene in Executive Session

- 1) Pursuant to Texas Government Code 552.071, to consult with and seek legal advice from its legal counsel regarding:

City of Garden Ridge v. Vordenbaum, Inc. D/B/A Bracken Rifle and Pistol Range, (Cause No. C2011-1647A, in the 22<sup>nd</sup> Judicial District Court)

11. Business Items (continued)

The City Council will reconvene into Regular Session upon conclusion of the Executive Session and may recall any item posted for Executive Session for action, as necessary

12. Adjournment

**AGENDA NOTICES:**

**Decorum Required:**

Any disruptive behavior, including shouting or derogatory statements or comments may be ruled out of order by the Presiding Officer. Continuation of this type of behavior could result in a request by the Presiding Officer that the individual leave the meeting, and if refused, an order of removal.

**Action by Council Authorized:**

The City Council may vote and/or act upon any item within this Agenda. The Council reserves the right to retire into executive session concerning any of the items listed on this Agenda, pursuant to and in accordance with Texas Government Code Section 551.071, to seek the advice of its attorney about pending or contemplated litigation, settlement offer or on a matter 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 conflict with the Open Meetings Act and may invoke this right where the City Attorney, the Mayor or a majority of the Governing Body deems an executive session is necessary to allow privileged consultation between the City Attorney and the governing body, if considered necessary and legally justified under the Open Meetings Act. The City Attorney may appear in person, or appear in executive session by conference call in accordance with applicable state law.

**Executive Sessions Authorized:**

This agenda has been reviewed and approved by the City's legal counsel and the presence of any subject in any Executive Session portion of the agenda constitutes a written interpretation of Texas Government Code Chapter 551 by legal counsel for the governmental body and constitutes an opinion by the attorney that the items discussed therein may be legally discussed in the closed portion of the meeting considering available opinions of a court of record and opinions of the Texas Attorney General known to the attorney. This provision has been added to this agenda with the intent to meet all elements necessary to satisfy Texas Government Code Chapter 551.144(c) and the meeting is conducted by all participants in reliance on this opinion.

**Attendance By Other Elected or Appointed Officials:**

It is anticipated that members of other city board, commissions and/or committees may attend the meeting in numbers that may constitute a quorum of the other city boards, commissions and/or committees. Notice is hereby given that the meeting, to the extent required by law, is also noticed as a meeting of the other boards, commissions and/or committees of the City, whose members may be in attendance. The members of the boards, commissions and/or committees may participate in discussions on the same items listed on the agenda, which occur at the meeting, but no action will be taken by such in attendance unless such item and action is specifically provided for on an agenda for that board, commission or committee subject to the Texas Open Meetings Act.

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Shelley Goodwin, TRMC  
City Secretary

This is to certify that I, Shelley Goodwin, posted this Agenda at \_\_\_\_\_ p.m. on June 29, 2013 on the bulletin board located at the entrance to the Garden Ridge City Hall, 9400 Municipal Parkway, Garden Ridge, Texas.

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Shelley Goodwin, TRMC  
City Secretary