

**City of Woodcreek City Council Meeting
September 9, 2015: 6:30 p.m.
41 Champions Circle
Woodcreek, Texas 78676**

Minutes

- 1.) **Call to Order:** Mayor Steinert called the meeting to order at 6:30 p.m.
- 2.) **Invocation**
- 3.) **Pledge**
- 4.) **Roll Call.** Present: Mayor Michael T. Steinert, Mayor Pro Tem Nancy Britner, Councilmember Kathy Maldonado, Councilmember Gordon Marsh, Councilmember Jerry Moore, Councilmember William Scheel, City Manager John Sone, Woodcreek Attorney Ignacio Perez, City Treasurer Gene Golembiewski, Director of Public Works Frank Wood, Administrative Assistant Linda Land. **Absent:** None
- 5.) **Public Comments:** Sybil Patterson expressed her opinion on the lack of ordinances in the City; Charlie Dews withheld comment. Eric Eskelund's comments on the budget are noted in agenda item 10 of the minutes.
- 6.) **Citizen Communications:** There were no citizen communications.

Note: Mayor Steinert rearranged the order of agenda items to the following:

11.) Regular Agenda

A. Mayor Steinert read a Proclamation declaring September 17-23 as Constitution Week. Jacobs Well Chapter DAR representative, Sandy Fortenbury, was in attendance. Councilmember Moore moved to approve the Proclamation. The motion was seconded by Councilmember Maldonado and unanimously approved (5-0-0).

B. Mayor Steinert read a resolution to segregate the office of City Secretary from that of City Manager/City Administrator, pursuant to Woodcreek Code of Ordinances Sec. 30.15(B), effective immediately. Councilmember Scheel moved to not approve the resolution. After lack of a second, no action was taken. Councilmember Marsh moved to approve the resolution and it was seconded by Councilmember Moore. City Manager Sone explained that only an ordinance may amend another ordinance. City Attorney Ignacio Perez stated that an ordinance was not being amended. After discussion, the resolution was approved 4-1-0. Opposed: Councilmember Scheel.

C. Mayor Steinert read a resolution appointing Linnea Bailey as Interim City Secretary pending appointment of a City Secretary. Councilmember Marsh moved to approve the resolution. The motion was seconded by Councilmember Moore, which passed with a vote of 4-1-0. Opposed: Councilmember Scheel.

(Mayor Steinert resumed Regular Agenda Items after Public Hearings)

10.) 6:45 Public Hearing

- a. 2015-2016 Budget.** Councilmember Maldonado moved to approve the 2015-2016 budget as presented. The motion was seconded by Mayor Pro Tem Britner.
- b. Staff Briefing.** City Manager Sone recommended approval.
- c. Public Hearing: Open 6:48 p.m.** Eric Eskelund questioned why nothing was budgeted for the CCWPP, there is a 456% increase in deer removal, no allocation for capital improvement and a 41% increase in traffic. He asked for the staff view of the budget. City manager Sone reported that staff are aware of the mayor's plan to trap deer and have concerns about the plan for law enforcement. Jeffrey Thornton, Watershed Coordinator for the Meadows Center explained that the value of the CCWPP is \$600,000 but that most is funded by TCEQ with much of the remaining value provided by volunteers and storm water management planning. A cash contribution of approximately \$20,000 over 3 years is requested from the City. Mayor Steinert explained that City Council voted previously not to include funding for the CCWPP. **Hearing Closed: 6:57 p.m.**
- d. Deliberation and Action.** Councilmember Maldonado moved to Adopt a Budget for Tax Year 2015-2016. The motion was seconded by Mayor Pro Tem Britner, which passed with a vote of 5-0-0, recorded as follows: Mayor Pro Tem Britner (Aye), Councilmember Scheel (Aye), Councilmember Maldonado (Aye), Councilmember Moore (Aye), and Councilmember Marsh (Aye). City Attorney Ignacio Perez explained that a second vote is needed to ratify increased revenues under the proposed budget. The 4.82 per cent revenue increase is \$9149. Mayor Pro Tem Britner moved to ratify the increased revenues under the proposed budget. The motion was seconded by Councilmember Marsh, which passed with a vote of 5-0-0, recorded as follows: Mayor Pro Tem Britner (Aye), Councilmember Scheel (Aye), Councilmember Maldonado (Aye), Councilmember Moore (Aye), and Councilmember Marsh (Aye).

9.) 6:45 p.m. Public Hearing

- a. Tax Rate: Consider an Ordinance authorizing a tax rate of \$0.1305 per \$100.**
- b. Staff Briefing.** City Manager Sone reported that the rate is the same, but that the average home would pay \$261 because of increased values. City Staff recommended that City Council approve maintaining the current rate which will increase collection of ad valorem taxes in the City of Woodcreek by 4.82%.
- c. Public Hearing: Open 7:03 Closed 7:03**
- d. Deliberation and Action:** Councilmember Moore moved to approve the tax rate of \$0.1305 per \$100. The motion was seconded by Councilmember Maldonado which passed with a vote of 5-0-0, recorded as follows: Mayor Pro Tem Britner (Aye), Councilmember Scheel (Aye), Councilmember Maldonado (Aye), Councilmember Moore (Aye), and Councilmember Marsh (Aye).

11.) Regular Agenda (con't)

- D.** Mayor Steinert read a report to City Council from the Employee Evaluation Committee about City Manager performance. Councilmember Scheel questioned the objectives of the evaluation. Councilmember Marsh moved to approve acceptance of the report. The motion was seconded by Councilmember Moore, which passed with a vote of 4-1-0. Opposed: Councilmember Scheel

E. Mayor Steinert read a resolution to accept the recommendations of the employee review committee appointed to review City manager John Sone's performance and providing for severability. Councilmember Moore moved to accept the report. The motion was seconded by Councilmember Maldonado. The motion was approved 4-1-0. Opposed: Councilmember Scheel. Mayor Steinert read a resolution declaring a lack of confidence in City Manager Sone and removing him as Woodcreek City Manager, effective immediately. Councilmember Moore moved to accept the report. The motion was seconded by Councilmember Maldonado. City Manager Sone asked councilmembers to vote their consciences. The motion was approved 4-1-0. Opposed: Councilmember Scheel. City Manager Sone left the meeting.

F. Councilmember Maldonado explained recommendations from the Planning & Zoning Commission about Right of Way parking. Discussion included specific times/dates on permits, hanging tags (yearly color change), and an annual permit fee. Public hearings on the proposed amendment to the Zoning Ordinance will occur at the Oct. Planning and Zoning Commission Meeting and at the Oct. City Council Meeting. Councilmember Marsh moved to continue the process to approve the proposed amendment to the Zoning Ordinance to allow and restrict parking in the City Rights of Way within residential properties. The motion was seconded by Councilmember Moore and unanimously approved (5-0-0).

G. Mayor Pro Tem Britner moved to remove Item G from the Agenda. The motion was seconded by Councilmember Moore, which passed with a vote of 5-0-0.

H. After discussion, Councilmember Maldonado moved to adopt Amendment No. 3 to the 2014-2015 Budget. The motion was seconded by Councilmember Moore, which passed with vote of 5-0-0.

7.) Report Items:

A. Mayor Pro Tem Britner read a proclamation declaring October 6th as National Night Out.

B. Mayor Pro Tem Britner reported on activities of the National Night Out Committee.

C. Director of Public Works Wood provided Council with a written report on potholes, along with 2 articles about methods to avoid pollutants if developing a street sweeping contract. Discussion included road repair vs. rebuild. DPW Wood stated that an engineer needed to assess current road status before planning a new road. Councilmember Marsh requested a recommendation for the next City Council meeting.

D. City Treasurer Golembiewski reported year-to-date revenues of \$425,356.00 and \$292,872.00 in expenditures

8.) Consent Agenda:

A. Approval of the minutes of the Regular City Council meeting of August 12, 2015, and the Special City Council meeting of August 24, 2015.

B. Approval of Treasurer's Report for August 2015.

Councilmember Scheel moved to accept the Consent Agenda in its entirety. The motion was seconded by Councilmember Maldonado, which passed with a vote of 5-0-0.

12.) **Adjourn:** There being no further business, Mayor Steinert adjourned the meeting at 8:11 p.m.

Nancy Britner, Mayor Pro Tem for Michael Steinert
Michael T. Steinert, Mayor

John W. Sone, City Manager for John Sone
John W. Sone, City Manager