



CITY OF BANDERA
CITY COUNCIL REGULAR MEETING

Bandera City Hall, 511 Main Street, Bandera, Texas
Tuesday, June 21, 2022 at 6:00 PM

511 Main St. • PO Box 896 • Bandera, Texas 78003 • P: (830) 796-3765 • F: (830) 796-4247

MINUTES

1. Call to order.

Mayor Schauman called the meeting to order at 6:00 pm.

PRESENT

Mayor Suzanne Schauman
Mayor Pro Tem Rebeca Gibson
Councilmember Darcy Hasty
Councilmember Toni Kunz
Councilmember Christine Morse
Councilmember Jerry Russe

2. Invocation and Pledge.

Marshal Dietrich offered the invocation and all stood for the pledges.

3. Visitors to be heard (shall not exceed 30 minutes total).

Citizens wishing to be heard may do so on all matters except personnel matters, matters listed on the agenda as a public hearing, and matters under litigation. Each person addressing the council must provide his/her legal name and current address for city records and meeting minute preparation. Each person will only be allowed to speak on matters on the agenda during citizen's forum/public comment. No rebuttals will be permitted. Each person addressing the governing body shall not exceed three (3) minutes. Section 551.042, Government Code, V.T.C.A. (i.e. 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, but any discussion of the subject must be limited to a proposal to place the subject on the agenda for a future meeting. All remarks shall be addressed to the council as a body, and not to any individual member thereof. Any person making personal, impertinent, or slanderous remarks while addressing the council may be requested to leave the meeting.

The only visitor to be heard spoke during the workshop.

4. Workshop.

A. Discussion on code enforcement day to day operations, after-hours procedures, and cross reporting.

Marshal Dietrich commented that he has not had a chance to sit down with the Public Works Director Lance Roy in order to work out details. He also comments the outdoor lighting information is being given out to those that apply for permitting however it is difficult to get people to read the information. There was discussion about Bureau Veritas being aware of local ordinances during their inspection process.

Discussion then moved to the enforcement of the current ordinances in place and the process to obtain compliance from citizens, as well as educating the citizens on what is allowed versus not allowed. The main violations discussed were outdoor lighting, junked vehicles, animal control, brush/junk yards and brush, construction without permitting, signs and banners, and dog registration.

B. Discussion on animal control, the city animal shelter, cats, policy and procedures, and a spay/neuter program.

There was discussion about the Texas Safe Outdoor Dogs Act and updating the ordinance accordingly, letting business owners make the decision whether or not to allow dogs in their establishment, the city animal control department or lack of one, stray cats, the deer population, potentially aggressive loose animals, trap, spay and neuter program, and grant opportunities.

5. Consent Agenda.

The Consent Agenda is considered self-explanatory and will be enacted by the Council with one motion. There will be no separate discussion of these items unless they are removed from the consent Agenda upon the request of the Mayor or a Councilmember.

Motion to approve made by Mayor Pro Tem Gibson. Motion withdrawn.

Motion to approve consent agenda with the removal of item b.

Motion made by Mayor Pro Tem Gibson, Seconded by Councilmember Hasty.

Voting Yea: Mayor Pro Tem Gibson, Councilmember Hasty, Councilmember Kunz, Councilmember Morse, Councilmember Russe

Motion passed.

There was discussion and clarification from the attorney that the sale of the property and the actions of the BEDC were in good faith based on advice from legal counsel.

Motion to approve item b.

Motion made by Councilmember Hasty, Seconded by Councilmember Kunz.

Voting Yea: Mayor Pro Tem Gibson, Councilmember Hasty, Councilmember Kunz, Councilmember Morse

Voting Nay: Councilmember Russe

Motion passed.

A. Approval of an ordinance repealing Ordinance 400, approving a budget amendment, providing for severability, repealing all ordinances in conflict and establishing an effective date.

B. Consideration and ratification of the BEDC sale of property consisting of 0.801 acres located at Lot 2, Block 22, Indian Waters for the price of \$63,661.00. Said sale having been determined by BEDC legal counsel to have met the requirements as set forth in Local Government Code Chapters 501 and 505.

6. Discussion and possible action on the following items:

A. Discussion and possible action on an ordinance amending Chapter 5 Fire Prevention and Protection of the Bandera Code of Ordinance, adopting updated codes and local amendments.

It was clarified by the attorney local amendments that were added and removed from previous drafts.

Motion to approve.

Motion made by Councilmember Hasty, Seconded by Councilmember Russe.

There was discussion about the County Fire Marshal looking over the ordinance and making recommendations.

Voting Yea: Mayor Pro Tem Gibson, Councilmember Hasty, Councilmember Kunz, Councilmember Morse, Councilmember Russe

Motion passed.

B. Discussion and possible action on final invoice for Texas Land & Right of Way.

The attorney gave a brief explanation about the process and communication of breaking the contract.

At 7:24 pm Mayor Schauman recessed the regular meeting pursuant to Texas Government Code 551.071 consultation with attorney.

Mayor Schauman reconvened the regular meeting at 7:32 pm.

Motion to approve with a caveat that the council direct the Mayor send a strongly worded letter along with the final payment.

Motion made by Councilmember Hasty, Seconded by Councilmember Morse.

Voting Yea: Mayor Pro Tem Gibson, Councilmember Hasty, Councilmember Kunz, Councilmember Morse, Councilmember Russe

Motion passed.

C. Discussion and possible action on an Ordinance amending Bandera Code of Ordinances Section 1.03.031 to change the day and time of the regular meetings of City Council.

The attorney clarified that this ordinance creates flexibility for the time of the council meetings which also eliminates the need for a super quorum if meetings are held at a different time.

Motion to approve.

Motion made by Mayor Pro Tem Gibson, Seconded by Councilmember Russe.

Voting Yea: Mayor Pro Tem Gibson, Councilmember Hasty, Councilmember Kunz, Councilmember Morse, Councilmember Russe

Motion passed.

7. Closed Session.

Mayor Schauman recessed the regular meeting at 7:46 pm.

A. The City Council will meet in closed session pursuant to Texas Government Code Section 551.074, personnel, to deliberate the appointment, employment and duties of a public officer or employee to wit: the interviewing of candidates for an interim city treasurer position.

8. Action following Closed Session.

Mayor Schauman reconvened the regular meeting at 8:15 pm.

Motion to postpone this item until the first regular meeting in August.

Motion made by Mayor Pro Tem Gibson, Seconded by Councilmember Hasty.

Voting Yea: Mayor Pro Tem Gibson, Councilmember Hasty, Councilmember Kunz, Councilmember Morse, Councilmember Russe

Motion passed.

9. Requests and Announcements.

A. Requests by Council to place items on an agenda.

Next regular meeting, set a closing date for the city treasurer position.

Go out for RFPs for a forensic audit on all city accounts

Take possible action on placing an ad in the paper and other outlets for the treasurer position

July 28th is the regular EDC meeting, a joint budget workshop

Drought management/water conservation

B. Announcements by Council.

Vaccinate Bandera will be at Boys & Girls Club on Friday

Summerfest on Saturday

Currently in a drought

10. Adjourn.

The meeting was adjourned 8:25 pm.

/s/ Jill Shelton

Jill Shelton, *City Secretary*