



**CITY OF BANDERA  
CITY COUNCIL REGULAR MEETING**

Bandera City Hall, 511 Main Street, Bandera, Texas  
Tuesday, December 21, 2021 at 6:00 PM

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

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**MINUTES**

**1. Call to order.**

Mayor Pro Tem Gibson called the meeting to order at 6:00 pm.

**PRESENT**

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

**ABSENT**

Mayor Suzanne Schauman

Also present was the City Secretary, City Administrator David Jordan, City Attorney Dan Santee and Marshal Will Dietrich.

**2. Invocation and Pledges.**

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.*

**Steve Childers**-Introduced himself as the Administrator for the Flying L Public Utility District and commented that the actions of Darcy Hasty at a recent PUD board meeting were out of line and in violation of 1.03.0225 of the Code of Conduct of City Officials.

**Penny Bateman**-Also commented on the actions of Ms. Hasty were disruptive and caused damage within the organization.

**4. Consent Agenda.**

No action.

**5. Discussion and possible action on the following items:**

**A. Update on painting BISD cross country state titles on the water tower.**

There was discussion about the history of this project and what has been requested in the past. There was also discussion about being proactive in the design in order to accommodate future wins. There was discussion about the requirements now that the water tower is a historic structure.

There was no action on this item.

**B. Discussion and possible action on approval of the year two street project and accepting an engineering fee proposal for the street maintenance project year two.**

Jonathan Teafatiller presented the specifics of the project.

Motion to approve.

Motion made by Councilmember Hasty, Seconded by Councilmember Russe.

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

Motion passed.

**C. Discussion and possible action to accept the engineering fee from Adurra for the Texas Parks and Wildlife Department Habitat and Angler Access Program.**

Jonathan Teafatiller presented the specifics of the project.

Motion to accept the fee.

Motion amended to include the amount of the fee at \$12,000.

Motion made by Councilmember Russe, Seconded by Councilmember Hasty.

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

Motion passed.

**D. Discussion and possible action on accepting Christine Morse and Toni Kunz's resignations from the Bandera Economic Development Corporation and appointment of a BEDC nominee to fill the vacancies.**

Motion to accept the resignations.

Motion made by Councilmember Hasty, Seconded by Councilmember Russe.

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

Motion passed.

Motion to appoint Lindsay Barnett to the EDC.

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

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

Motion passed.

There was discussion about who still wants to fill the position and if more people can be appointed in case someone turns down the appointment.

Motion to appoint Kay Reese to the EDC.

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.

**E. Discussion and possible action on Ordinance 395 amending the Bandera Code of Ordinances to better define the roles, responsibilities and reporting chain of command for the City Administrator, City Marshal and City Treasurer.**

There was discussion about specific portions of the ordinance.

Motion to approve Ordinance 395 with the stated changes.

Motion made by Councilmember Hasty, Seconded by Councilmember Kunz.

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

Motion passed.

**F. Discussion and possible action to approve the 2022 City Holiday Calendar.**

Motion to approve as presented.

Motion made by Councilmember Hasty, Seconded by Councilmember Morse.

There was extensive discussion over which holidays should stay, which should be removed, how many holidays should be on the calendar as a whole, what the federal holidays are, and what benefits the city employees get.

Motion to accept the 2022 calendar with the exception of December 31, 2021 and December 23, 2022. Motion made by Mayor Pro Tem Gibson, Seconded by Councilmember Kunz.

Motion amended to eliminate Texas Independence day and add back December 23, 2022.

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

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

Voting Nay: Councilmember Russe

Motion passed.

**G. Discussion and possible action on Resolution 2021-022 amending the Bandera Personnel Policy Manual to reflect changes consistent with Ordinance 395 and necessary due to legislative changes.**

Motion to approve.

Motion made by Councilmember Hasty, Seconded by Councilmember Kunz.

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

Motion passed.

**H. Discussion regarding amending the personnel policy of the City of Bandera to specify the time, place and manner for when city employees may be authorized to use city resources off-duty.**

There was discussion about bringing a recommendation to council.

There was no action on this item.

**I. Presentation by Community Council of South Central Texas on funding for Low Income Household Water Assistance Program.**

This item was moved to the top of the regular agenda. Carolyn introduced herself and briefly explained the premise of the program and who it can help and the process of the program assistance itself. There was discussion about seeing a vendor agreement.

There was no action on this item.

**J. Update on utilizing American Rescue Plan funds for the Dallas Street elevated storage rehabilitation.**

It was explained how the funds were awarded and what the funds are going to be allocated to. Jonathan Teafatiller explained the scope of work for the funds.

There was no action on this item.

**K. Discussion and possible action on awarding the bid for engineering services for the Dallas Street elevated storage rehabilitation.**

Motion to award the bid to Ardurra.

Motion amended to the include the amount of the bid for engineering services as \$45,530.00.

Motion made by Councilmember Hasty, Seconded by Councilmember Russe.

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

Motion passed.

**L. Discussion and possible action on approving a resolution supporting the City of Bandera's submission of an EDA Public Works Infrastructure Grant application for the design of a wastewater treatment plant.**

Jonathan Teafatiller explains the purpose of the resolution to continue moving forward with submitting an application for grants with the EDA.

Motion to approve.

Motion made by Councilmember Kunz, Seconded by Councilmember Morse.

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

Motion passed.

**6. Closed Session.**

*The City of Bandera will meet in closed session pursuant to Texas Government Code Section 551.072, deliberations about real property, to wit: an update from Texas Land and Right-of-Way on land acquisition for the wastewater treatment plant location.*

There was no update on this item so council did not convene in closed session.

**7. Action following Closed Session.**

There was no action on this item.

**8. Requests and Announcements.**

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

Toni Kunz-give a holiday policy in the policy manual

**B. Announcements by Council.**

Merry Christmas

Wayfinding signs committee with Laura Devenport from the EDC.

**9. Adjourn.**

The meeting was adjourned at 7:28 pm.

/s/ Jill Shelton

Jill Shelton, *City Secretary*