

CITY OF SANDY OAKS, TEXAS
REGULAR CITY COUNCIL MEETING MINUTES
September 13, 2018 at 6:30 p.m.

1. Call to order and quorum call. The meeting was called to order by Mayor Pro Tem Tomasini at 6:32 p.m. at Sandy Oaks City Hall. Present for the meeting were Aldermen Thomas Repino, Anthony Garcia, Charles Fillinger, and David Tremblay. Also, in attendance were City Attorney Cassandra Ortiz and City Clerk Katherine Yelton. Mayor Tanguma was absent due to illness.
2. Pledge of Allegiance. The Pledge of Allegiance was led by Mayor Pro Tem Tomasini.
3. Citizens to be heard. Resident John Crickmer suggested no Public Works Director be appointed until after the November election.
4. Financial/Budget Report: The income and expenses will be reported by Katherine Yelton and possible discussion. City Clerk Yelton reported the August 2018 beginning balance of \$601,406.57, checks and payments of \$131,976.96, deposits \$48,321.70, leaving an ending balance for August 2018 of \$517,751.31.
5. Consent Agenda. Mayor Pro Tem Tomasini removed item 'a' since the minutes from the July 26, 2018 Special City Council Meeting were not ready for review. Alderman Fillinger made a motion to approve the remaining consent agenda items, which was seconded by Alderman Repino and passed unanimously.
 - a) ~~Approval of the minutes from the Special City Council Meeting, July 26, 2018.~~
 - b) Approval of the minutes from the Regular City Council Meeting, August 09, 2018.
 - c) Approval of the minutes from the Budget Hearing/Special City Council Meeting, August 29, 2018.
 - d) Discuss, consider and/or possible action on approval for payment of invoice no. 1173 from Kassahn & Ortiz, P.C. for city attorney services in June (not to exceed \$4,335.00).

Unfinished Business

6. Discuss and/or possible action on an ordinance of the City Council of the City of Sandy Oaks, Texas cancelling the special election to be held on November 6, 2018 for the purpose of electing Alderman Place 1 (Unexpired Term) and declaring unopposed candidate elected. (*Una ordenanza del consejo municipal de la ciudad de Sandy Oaks, Texas cancelando la eleccion especial a celebrarse el 06 de noviembre 2018 con el propósito de elegir el concejal de lugar 1 (para el resto de mandado) y declarando candidato sin oposicion elegido*). Alderman Fillinger made a motion to approve the ordinance, which was seconded by Alderman Repino and passed unanimously.
7. Discuss and/or possible action approving an ordinance establishing and officially opening the Park. Alderman Tremblay said with the exception of handrails in the bathrooms and a few other minor items, the park is ready to be opened. Alderman Tremblay made a motion to name the park "Sandy Oaks City Park", which was seconded by Alderman Fillinger and passed unanimously. Alderman Repino made a motion to open the Park on October 1, 2018, which was seconded by Alderman Garcia and passed unanimously. Alderman Fillinger asked what Attachment A is as referenced in the ordinance. Attorney Ortiz said it should be a copy of the deed to the park. Alderman Fillinger made a motion to adopt the ordinance, which was seconded by Alderman Garcia and passed unanimously.

8. Discuss and/or possible action concerning the existing city web site provider GoDaddy or replacing GoDaddy to another company. Alderman Tomasini made a motion to stay with GoDaddy for one year, have them build the City's website, migrate emails to Outlook 365 w/archiving for a price not to exceed \$5000.00, and allow CJ Walker to assist City Clerk Yelton with negotiating better prices. This motion was seconded by Alderman Repino and passed unanimously.

9. Discuss and/or possible action on fiber optic internet service and phone service for the municipal building and related costs. Alderman Tremblay said the monthly cost of eight cell phones, one jet pack, one desk phone, and Alamo Broadband service would be \$528.14. Alderman Fillinger asked if every phone number will be published. Alderman Tremblay said yes, they should be posted on the City website and since citizens are paying for the phones, they should be able to contact their aldermen. Alderman Tremblay made a motion to proceed with obtaining the cell phones and a jet pack from Verizon, keep the Verizon desk phone and maintain the Alamo Broadband service. This motion was seconded by Alderman Repino and passed unanimously. (At the time the cell phones were ordered, those who opted out were Alderman Fillinger and Mayor Tanguma)

14. Discuss and/or possible action related to Opportunity Drive erosion project and plans for the project. Per M&S Engineering engineer, Tom Turk, he was asked by Mayor Tanguma to provide a brief update. He reminded the Council that in July or August, his firm was authorized to design repair for erosion on Opportunity Dr. Mr. Turk provided the Council with a "95% Review Set" or a set of plans for review. He said the repair of the erosion would consist of cement stabilized backfill and pouring of additional concrete riprap to expand what's already there so to protect culverts in heavy rainstorms. Mr. Turk said this is a fairly straightforward repair that should be able to be done for less than \$9300 cost estimate. Alderman Fillinger asked Mr. Turk what would happen if the erosion is not repaired. Mr. Turk said the erosion would continue to get worse and eventually culvert pipes would wash out. Alderman Fillinger then asked Mr. Turk for his recommendation, which Mr. Turk said they recommend arranging for the repair and since the cost is under \$10,000, M&S Engineering can solicit for quotes from two or three contractors and pick the contractor they feel is best for the City. Alderman Fillinger made a motion to authorize M&S Engineering to proceed with soliciting quotes and bring a quote back to Council for approval. The motion was seconded by Alderman Tremblay and passed unanimously. Mr. Turk asked the Council to give his firm about 30-45 days to come back with quotes.

15. Discuss and/or possible action related to additional surveying approval for Lowman Hilltop drainage project. Engineer, Tom Turk, provided Council with a map of Hilltop Peaks & Lowman Dr. and said M&S Engineering was authorized to design a repair to make that ponding area drain. After receiving a survey back, Mr. Turk said there is not enough fall in the original surveyed area and they would need to go further down the street to get additional survey data and to solve the problem. Mr. Turk was asking for \$3,200 for an additional survey down to Skila Dr. Alderman Fillinger made a motion to authorize \$3,200 to proceed with the survey. The motion was seconded by Alderman Garcia and passed unanimously.

16. Discuss and/or possible action related to creating and approving an RFQ advertisement for grant writing services for Lost Hills Low Water Crossing Project. Alderman Tremblay said he spoke with an individual with Grant Works who is managing the Hurricane Harvey Grant who advised us not to apply because of the amount of time that has passed and that if the City decides to go forward with this project, it would be city-funded. Mr. Turk suggested the City have a grant writer on board who could advise us on an as-needed basis. Alderman Tremblay made a motion to table this item, which was seconded by Alderman Garcia and passed unanimously.

Executive Session at 7:35 p.m.

10. Executive session: Deliberate the appointment, employment, evaluation, reassignment, duties, work schedule, discipline or dismissal of City Marshall pursuant to Government Code 551.074.

12. Executive session: Deliberate the appointment or employment of a Public Works Director pursuant to Government Code 551.074.

Back in Public Session 8:09 p.m.

11. Discuss and/or possible action on the appointment, employment, evaluation, reassignment, duties, work schedule, discipline or dismissal of City Marshall and/or procedures for filling the position of City Marshall. Alderman Tremblay made a motion to pass a resolution to remove the volunteer City Marshal due to lack of confidence, which was seconded by Alderman Garcia and passed unanimously. Alderman Tremblay then made a motion for the City Clerk to advertise for the open position of City Marshal of Sandy Oaks in the Wilson County News and the San Antonio Express News with an application submission deadline of Oct 8, 2018. This motion was seconded by Alderman Repino and passed unanimously.

13. Discuss and/or possible action on the appointment or employment of a Public Works Director. Alderman Tremblay made a motion to eliminate the position of Director of Public Works, which was seconded by Alderman Repino and passed unanimously. Alderman Tremblay also made a motion to create two full-time public works employee positions, for the City Clerk to advertise for the open position of Public Works Employee in the Wilson County News and the San Antonio Express News with an application submission deadline of Oct 8, 2018 and remove from the job description anything that refers to director. This motion was seconded by Alderman Repino and passed unanimously.

17. Discuss and/or possible action on an Ordinance adopting and levying Ad Valorem Taxes for the use and support of the municipal government for the City of Sandy Oaks, Texas for the Fiscal Year beginning October 1, 2018 and ending September 30, 2019 not to exceed \$0.238367/\$100, providing for apportioning each levy for specific purposes; providing when taxes shall become due and when same shall be delinquent if not paid; providing for a severability clause; and providing for an effective date. Alderman Tomasini made the following motion, "I move that the property tax rate be increased by the adoption of a tax rate of \$0.238367 on each \$100 valuation of property, which is effectively a 4.3 percentage increase in the tax rate for the use and support of the municipal government of the City of Sandy Oaks for the 2018-2019 fiscal year upon all property; real, personal, and mixed, within the incorporated limits of said city subject to taxation, a tax of \$0.238367 on each \$100 valuation of property for the maintenance and support of general government general fund, and a tax of \$0.00 on each \$100 valuation of property for the interest and sinking fund and that such tax rate be adopted by ordinance." This motion was seconded by Alderman Fillinger and a record vote was taken; Tremblay for, Repino for, Fillinger for, Garcia for, and Tomasini for. Ordinance adopted.

18. Discuss and/or possible action on an Ordinance amending the 2017-2018 budget for municipal purposes, municipal building other, engineering services, legal fees, books and subscriptions and references, newspaper publishing, supplies, Park City Grounds Projects and NNO. Alderman Tomasini made a motion to approve an ordinance amending the 2017-2018 annual budget as follows:

\$300.00 from Conference, Convention, Meeting's \$545.00 to Municipal Building-Other
\$8,690.52 from Equipment-Marshal Office's \$90,218.19 to Supplies-Marshal Office
\$2,443.57 from City Administrator's \$10,000 to Engineering Services
\$4,988.48 from City Administrator's \$10,000 to Legal Fees
\$925.00 from Court Clerk's \$5,500.00 to Books, Subscriptions, Reference
\$220.48 from Court Clerk's \$5,500.00 to Newspaper, Publishing
\$2448.73 from Court Clerk's \$5,500.00 to Telephone, Telecommunications
\$45,970.00 from Public Works Employees' \$123,000 to Park, City Grounds Projects

This was seconded by Alderman Repino and passed unanimously.

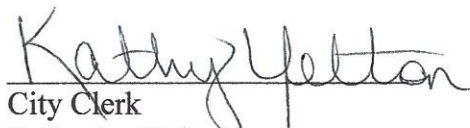
19. Discuss and/or possible action on an Ordinance setting guidelines for the Transportation, Storage, and Parking of vehicles carrying hazardous materials within the city limits of Sandy Oaks. Per Alderman Tremblay, this subject was discussed in a City Council meeting on July 9, 2015 and a motion passed unanimously to adopt an ordinance, but an ordinance was not created or unable to find one. Alderman Tremblay made a motion to approve this ordinance, which was seconded by Alderman Repino and passed unanimously.


20. Discuss and/or possible action concerning the Tiger Roll off in the maintance yard and related costs. Alderman Fillinger made a motion to keep the dumpster in the maintenance yard and revisit the agenda item in three months. This motion was seconded by Alderman Tremblay and passed unanimously.

21. Adjourn. At 8:35 p.m., Alderman Fillinger made a motion to adjourn. Seconded by Alderman Tremblay and passed unanimously.

PASSED AND APPROVED ON THIS 11th day of October, 2018

ATTEST:


City Clerk
Katherine Yelton


Mayor
Karen Mendiola Tanguma